

**Shire of Perenjori
MINUTES
Ordinary Council Meeting**

To be held in the Shire of Perenjori Council Chambers, Fowler Street, Perenjori on Thursday 18th May 2006, to commencing at 1.30 pm.

**Table of Contents
LUNCH AT PERENJORI HOTEL – 12.30PM**

| | | |
|-------------|--|-----------|
| 6051 | PRELIMINARIES | 2 |
| 6051.1 | DECLARATION OF OPENING AND ANNOUNCEMENT OF VISITORS | 2 |
| 6051.2 | OPENING PRAYER..... | 2 |
| 6051.3 | DISCLAIMER READING | 2 |
| 6051.4 | RECORD OF ATTENDANCE, APOLOGIES AND LEAVE OF ABSENCE..... | 2 |
| 6051.5 | PUBLIC QUESTION TIME..... | 2 |
| 6051.6 | PETITIONS / DEPUTATIONS / PRESENTATIONS | 2 |
| 6051.7 | NOTATIONS OF INTEREST | 4 |
| 6051.8 | APPLICATIONS FOR LEAVE OF ABSENCE | 4 |
| 6051.9 | CONFIRMATION OF MINUTES | 4 |
| 6051.10 | ANNOUNCEMENTS BY PERSON PRESIDING WITHOUT DISCUSSION | 4 |
| 6051.11 | MATTERS FOR WHICH MEETING MAY GO BEHIND CLOSED DOORS | 4 |
| 6052 | HEALTH BUILDING & PLANNING | 5 |
| 6052.1 | HOUSING TENDER | 5 |
| | SALE OF 132 RUSSELL STREET, PERENJORI | 5 |
| 6052.2 | INTERNAL HEATING – LOTS 159 & 160 JOHN STREET..... | 8 |
| 6053 | FINANCE & ADMINISTRATION..... | 10 |
| 6053.1 | MONTHLY STATEMENT OF FINANCIAL ACTIVITY | 10 |
| 6054 | PLANT & WORKS..... | 12 |
| 6055 | GOVERNANCE..... | 12 |
| 6055.1 | RESTRICTED ACCESS VEHICLE PERMITS | 12 |
| 6055.2 | DELEGATIONS REGISTER REVIEW | 13 |
| 6055.2 | DELEGATIONS REGISTER REVIEW | 14 |
| 6055.3 | COMMON SEAL | 16 |
| 6055.4 | FUNDING REQUEST – PERENJORI SHOW | 18 |
| 6055.5 | LOCAL GOVERNMENT GUIDELINES | 19 |
| 6055.6 | PERENJORI RECREATIONAL LAKE..... | 20 |
| 6055.7 | SYSTEMIC SUSTAINABILITY STUDY | 21 |
| 6055.9 | MT GIBSON PUBLIC ENVIRONMENTAL REVIEW | 24 |
| 6055.10 | CEO PERFORMANCE REVIEW | 25 |
| 6055.11 | RESERVE FOR GRAVEL EXTRACTION & MUNICIPAL PURPOSES – MAYA TOWNSITE | |
| | 28 | |
| 6056 | OTHER BUSINESS | 29 |
| 6056.1 | INFORMATION BULLETIN – TABLED IN THE COUNCIL CHAMBERS | 29 |
| 6056.2 | MOTIONS OF WHICH DUE NOTICE HAVE BEEN GIVEN..... | 29 |
| 6056.3 | QUESTIONS BY MEMBERS OF WHICH DUE NOTICE HAS BEEN GIVEN | 29 |
| 6056.4 | URGENT BUSINESS APPROVED BY THE PERSON PRESIDING OR BY DECISION..... | 29 |
| 6056.5 | GENERAL BUSINESS | 34 |
| 6056.6 | DATE OF NEXT MEETING / MEETINGS | 34 |
| 6056.7 | CLOSURE | 34 |

6051 PRELIMINARIES**6051.1 DECLARATION OF OPENING AND ANNOUNCEMENT OF VISITORS**

The President declared the meeting open at 1.30pm.

6051.2 OPENING PRAYER

Cr Baxter led Council in the opening prayer.

6051.3 DISCLAIMER READING

Nil

6051.4 RECORD OF ATTENDANCE, APOLOGIES AND LEAVE OF ABSENCE

| | |
|----------------------------|---------------------|
| President | Cr Brian Baxter |
| Deputy President | Cr Christopher King |
| | Cr Robyn Benton |
| | Cr Jennifer Hirsch |
| | Cr Graeme Reid |
| | Cr Les Sutherland |
| | Cr Ian West |
| | Cr Laurie Butler |
| CEO | Stan Scott |
| ACCOUNTANT | Domenica Orlando |
| MANAGER COMMUNITY SERVICES | Garry Agnew |
| APOLOGIES | Cr John Bendsdorp |

6051.5 PUBLIC QUESTION TIME

Nil

6051.6 PETITIONS / DEPUTATIONS / PRESENTATIONS

Moved: Cr West Seconded: Cr Benton
That Standing Orders be received.

CARRIED 8/0

The President welcome Garry Plowright from Gindalbie Metals to the meeting.

Mr Plowright addressed Council summarising recent developments. He advised that Gindalbie Metals had formed a Geraldton Alliance with other Midwest Mining companies and are here for the long term. He advised that Gindalbie had recently sold their gold tenements so now the focus was solely on iron ore.

Two projects are in development:-

Hematite Project – A direct shipping and basic operation. Plan to export 1.5 million tonnes per year. The 1st stage of the Hematite Project they plan to be shipping by late 2007 dependant on timing of environmental reviews.

A 100 man camp is proposed. To be freighted by rail from Morawa or Perenjori. Currently they are looking at two road options: Mungada/Koolanooka road or the Mt Gibson Road. Leaning towards the Morawa option. There is a big saving to come through Perenjori – it is a shorter distance but they are still reviewing both options.

The Hematite drilling is expected to be completed by mid 2006. Environmental approvals will take longer than anticipated.

Magnetite Project – 737 million tonnes per annum
40 year mine life, \$1-1.3 billion project
to be transported through a slurry pipeline to Oakajee.

Mr Plowright summarised the main points on closing:

- Focus on iron ore
- Generate early cashflow from hematite
- Gold tenements sold
- Partner found

He advised that the next steps were Stakeholder Consultation and requested assistance from Council to facilitate and contact local businesses to conduct a forum with Gindalbie.

He advised that the big issues were environmental approvals and human resources.

The Perenjori road option was again discussed. Mr Plowright advised at the end of the day it would be a commercial decision. There are more environmental issues with the Perenjori option. It is proposed that to share rail infrastructure with either Mt Gibson or Midwest Corp depending on what transport route they decide on.

He advised that the majority of the workforce would be located at the camp with road transport workers in town. The magnetite project would require 300 persons. They plan to have an airstrip out at the camp eventually.

Mr Plowright left the chambers at 2.06pm.

Moved: Cr West Seconded: Cr Hirsch
That the Standing Orders be resumed.

CARRIED 8/0

6051.7 NOTATIONS OF INTEREST

Financial Interest – Local Government Act s 5.60A

Proximity Interest – Local Government Act s 5.60B

Interest Affecting Impartiality – Shire of Perenjori Code of Conduct.

Cr King declared an interest in item 6055.4 and 6055.6.

6051.8 APPLICATIONS FOR LEAVE OF ABSENCE

Moved: Cr King Seconded: Cr Hirsch
That a leave of absence for Cr Bendsorp be approved.

CARRIED 8/0

6051.9 CONFIRMATION OF MINUTES

Moved: Cr King Seconded: Cr Butler
That the minutes of the meeting held 20th April 2006 be accepted as a true and correct record.

CARRIED 8/0

6051.10 ANNOUNCEMENTS BY PERSON PRESIDING WITHOUT DISCUSSION

The President advised that GKM would be attending the August or September meeting to update Council on their developments. 100 acres west of Perenjori would be required for their plant.

Pracsys will be presenting the Social, Economic & Environmental Impact Study to the Steering Committee to be held at 10.30am on 15th June 2006.

6051.11 MATTERS FOR WHICH MEETING MAY GO BEHIND CLOSED DOORS

Nil

6052 HEALTH BUILDING & PLANNING**6052.1 HOUSING TENDER**

APPLICANT: SHIRE OF PERENJORI
FILE: 0
DISCLOSURE OF INTEREST: 0
AUTHOR: GARRY AGNEW - MCS _____
RESPONSIBLE OFFICER: STAN SCOTT – CEO _____
REPORT DATE: 11 MAY 2006
ATTACHMENTS

Executive Summary:

Confirmation of successful Tenderer for the purchase of 132 Russell Street Perenjori

Applicants Submission:

Council will recall the following resolutions at its Ordinary Meeting on the 16 March 2006

Moved: Cr. Reid

Seconded: Cr. Baxter

That Council re-tender for the sale of Lot 132 Russell Street, Perenjori

Carried 7/2

Moved: Cr. West

Seconded: Cr. Benton

That the sale of Lot 132 Russell Street, Perenjori be advertised in the Country Properties section of the Sunday Times

Carried 9/0

The following advertisement was placed in the Bush Telegraph, local papers for surrounding Shires, Property Section of the Sunday Times and the Geraldton Guardian.

SALE OF 132 RUSSELL STREET, PERENJORI

Tenders are called for the purchase of house and land located at 132 Russell Street, Perenjori.

The house is a three bedroom, one bathroom timber frame, fibro clad, tile roof residences with gas stove, gas hot water system and ducted air-conditioning. The block is 1012m².

Tenders must be received at the Shire of Perenjori Office by 5.00pm Friday 21st April 2006, and must be addressed to the undersigned and marked clearly "CONFIDENTIAL: Tender No# 1/2006 - 132 Russell St, Perenjori.

Any or all tenders may not be accepted by Council, as there is a realistic reserve price which has been set on the property. Inspection may be made by appointment.

For further information, contact the Shire Office on (08) 99731002.

Note: Late tenders will not be accepted.

Canvassing of Councillors will disqualify.

Stan Scott
 Chief Executive Officer
 Shire of Perenjori
 PO Box 22
 PERENJORI WA 6620

Council is advised that three Tenders were received.

1. Ian West - PO Box 109 Dongara = **\$18,000.00**
Note: Cr. Ian West included the following statement in his Tender:
“As I am a Councillor I wish to declare a financial interest and isolate myself from any discussion and decision on the matter”.
2. Ben Bartlett – C/o Lot 67 Carnamah Road, Perenjori = **\$32,500.00**
Note: Ben Bartlett has verbally informed that his tender is an unconditional cash offer.
3. Rodney White – 153 Livingston Street, Perenjori = **\$30,000.00**
Note: Home Start Realty submitted a formal Offer and Acceptance Contract on behalf of Rodney Charles White.

Following discussion with the CEO it was agreed that a decision on the above Tenders for the purchase of Lot 132 Russell Street Perenjori needed determination prior to the May 2006 Meeting of Council.

A preliminary Report was provided to all Councillors on the 28 April 2006 asking that the Report be considered and that they advise by return their decision.

Cr. Brian Baxter – by fax;

Cr. Chris King - by fax;

Cr. Les Sutherland – by fax;

Cr. Laurie Butler – by fax;

Cr. Graeme Reid – by fax;

Cr. Jenny Hirsch – by fax;

Cr. Robyn Benton – by fax; and

Cr. John Bendsorp – by post.

Cr. Ian West was not provided a copy of the Report as he was one of the Tenderers and had declared a financial interest thereby isolating himself from the decision.

The preliminary Report contained the following Officers Recommendation:

That:

1. *Council accepts the tender of \$32,500.00 submitted by Mr. Ben Bartlett C/o 67 Carnamah Road Perenjori for the purchase of Lot 132 Russell Street Perenjori.*

OR

2. *Council accepts the tender of \$30,000.00 submitted by Home Start Realty on behalf of Rodney Charles White for the purchase of Lot 132 Russell Street Perenjori.*

Council is informed that the following responses were received –

Option ‘1’ = 1

Option ‘2’ = 5

No response = 2

As there were 5 responses for Option ‘2’ this was an absolute majority consequently the CEO declared Rodney Charles White’s tender of \$30,000.00 as the successful Tender.

The CEO therefore signed the Offer and Acceptance Contract from Home Start Realty submitted on behalf of Rodney Charles White of 153 Livingstone Street Perenjori.

Background:

Nil

Statutory Environment:

Local Government Act 1995 S3.58

Policy Implications:

Nil

Financial Implications:

Nil

Strategic Implications:

Nil

Consultation:

Nil

Comment:

Council is informed that Rodney White is an employee of Council currently living in the Shire residence at 153 Livingstone Street Perenjori.

His selection as the successful tenderer will release a Country Housing Funded house for further rental.

Voting Requirements:

Simple Majority

Officers Recommendation:

That:

1. The selection of Rodney Charles White's Tender of \$30,000.00 for the purchase of 132 Russell Street Perenjori is endorsed; and
2. signing of the Offer and Acceptance submitted by Home Start Realty on behalf of Rodney Charles White is also endorsed.

Moved: Cr Benton

Seconded: Cr Hirsch

That:

1. **The selection of Rodney Charles White's Tender of \$30,000.00 for the purchase of 132 Russell Street Perenjori is endorsed; and**
2. **signing of the Offer and Acceptance submitted by Home Start Realty on behalf of Rodney Charles White is also endorsed.**

CARRIED 7/0

Cr West did not vote.

6052.2 INTERNAL HEATING – LOTS 159 & 160 JOHN STREET

APPLICANT: SHIRE OF PERENJORI
FILE: 0
DISCLOSURE OF INTEREST: 0
AUTHOR: GARRYAGNEW – MCS _____
RESPONSIBLE OFFICER: GARRY AGNEW – MCS _____
REPORT DATE: 11 MAY 2006

ATTACHMENTS

Executive Summary:

Submission on internal heating options for 159 and 160 John Street Perenjori.

Background:

Council will recall the following resolutions carried at its April 2006 Meeting following a request from Jodie Gellatly and Stewart Coles for internal heating for lot 160 John Street Perenjori.

Moved: Cr. Benton

Seconded: Cr. Sutherland

That Council do not supply heating to lot 160 John Street at this time.

Carried 6/2

Moved: Cr. Bendsdorp

Seconded: Cr. Reid

That Council investigate options for heating of Lots 159 and 160 John Street, Perenjori.

Carried 6/2

Comment:

Lots 159 and 160 John Street each contain a 4 bedroom two bathroom stressed concrete floored transportable house. Each house has ducted evaporative air conditioning but no internal heating. Internal area of each house is 168m².

Options for internal heating in each house are:

1. Altering the existing evaporative system to reverse cycle ducted = approx \$11,000.00
2. Installation of a separate 8kw reverse cycle wall split system including travel charges (will not heat entire house equally) = \$3,500.00
3. Installation of LPG gas heater centrally to family/games area (will not heat house equally) = approx \$1,200.00
4. Compact wood fires:
 - i) Norsman Forrester radiant heater (heats up to 160m²)
\$989.00 + flue kit \$300 + installation \$300.00 = \$1,589.00
Plus travelling \$2.00 per km one way.
 - ii) Navada Hi Temp wood fire (heats up to 160m²)
\$1,309.00 + flue kit \$380 + installation \$340.00 = \$2,110.00
Plus travelling \$2.00 per km one way
 - iii) Navada Vitreous enamel wood fire (heats up to 160m²)
\$1,549.00 + flue kit \$300.00+ installation \$340.00 = \$2,189.00
Plus travelling \$2.00 per km one way.
 - iv) Norsman Legend tile fire (heats up to 230m²)
\$1,549.00 + flue kit \$380 + installation \$340 = \$2,269.00
Plus travelling \$2.00 per km one way.
 - v) Norsman Oakwood tile fire (heats up to 230m²)
\$1,749.00 + flue kit \$300.00 + installation \$380 = \$2,429.00
Plus travelling \$2.00 per km one way
 - vi) Norsman Tile fire (heats up to 230m²)
\$1,749.00 + flue kit \$300.00 + installation \$380 = \$2,429.00
Plus travelling \$2.00 per km one way
5. Electric convection heater = \$500.00

Statutory Environment:

Nil.

Policy Implications:

Nil

Financial Implications:

Unbudgeted expenditure

Strategic Implications:

Nil

Consultation:

Nil

Voting Requirements:

Simple Majority

Officers Recommendation:

That:

\$7,700.00 is to be included in the 2006/7 budget for the provision of separate 8kw reverse cycle wall split system air conditioner for Lots 159 and 160 John Street Perenjori.

Moved: Cr King

Seconded: Cr Hirsch

That Council rescind the previous motion from the April 06 meeting.

“That Council do not supply heating to Lot 160 John St at this time”

CARRIED 7/1

Moved: Cr West

Seconded: Cr King

That the Norseman Tile Fire (vi) be installed in Lots 159 & 160 John Street in 2005/06 for a maximum value of \$9000 and this be recognised as unbudgeted expenditure.

CARRIED 7/1

MANAGER COMMUNITY SERVICES, MR GARRY AGNEW LEFT THE CHAMBERS AT 2.37PM.

6053 *FINANCE & ADMINISTRATION*

6053.1 MONTHLY STATEMENT OF FINANCIAL ACTIVITY

| | |
|--------------------------------|--------------------------------------|
| APPLICANT: | ACCOUNTANT |
| FILE: | 0 |
| DISCLOSURE OF INTEREST: | 0 |
| AUTHOR: | DOMENICA ORLANDO - ACCOUNTANT |
| RESPONSIBLE OFFICER | DOMENICA ORLANDO - ACCOUNTANT |
| REPORT DATE: | 11th May 2006 |
| ATTACHMENTS | Monthly Financials |

Executive Summary:

As required by the Local Government Act and Financial Management Regulations a Monthly Statement of Financial Activity is required to be presented to each monthly meeting. This statement is used with Councils adopted 10% variance or \$5000 figure which was adopted by Council at its March meeting of Council.

Other Financial statements are also attached as per the Finance Committee preferences.

| | |
|---------------------------------|-----------------|
| Statutory Environment: | Nil |
| Policy Implications: | Nil |
| Financial Implications: | Nil |
| Strategic Implications: | Nil |
| Consultation: | Nil |
| Voting Requirements: | Simple Majority |
| Officers Recommendation: | |

1. Local Government Research Services

That Council allocate \$5000 in the 2006/07 for the Verification of Councils Annual Info Return to the WA Grants Commission, a review of Councils current general purpose funding position, and prepare a submission if necessary.

Moved: Cr Reid

Seconded: Cr King

That Council allocated \$5000 in the 2006/07 budget for the Verification of Councils Annual Info Return to the WA Grants Commission, a review of Councils current general purpose funding position, and prepare a submission if necessary.

CARRIED 8/0

2. Rates Discount

That the 5% rates discount period be altered from ending on the 31st December to the second Friday in January of the new year.

Moved: Cr King

Seconded: Cr Hirsch

That the 5% rates discount period be altered from ending on the 31st December to the second Friday in January of the new year.

CARRIED 7/1

3. Statement of Financial Activity

That the Statement of Financial Activity for the period ended 30th April 2006 be accepted as presented.

4. Finance Report

That the Finance Report for the period ended 30th April 2006 be accepted as presented.

5. Capital Expenses

That the Capital Report for the period ended 30th April 2006 be accepted as presented.

6. Sundry Creditors Report

That the Sundry Creditors Report for the period ended 30th April 2006 with a balance of \$52072.45 as presented be received.

7. Sundry Debtors Report

That the Sundry Debtors Report for the period ended 30th April 2006 with a balance of \$24,335.60 as presented be received.

8. Bank Reconciliations

That the balances of the Municipal Fund of \$191,586.41, the Term Deposit of \$349,997.57 and the Trust Fund of \$41,853.98 as at 30th April 2006 as presented be received.

9. Accounts for Payment

That the Accounts for payment for the Municipal Account consisting of Cheque Numbers 14542 to 14636 and EFT Numbers 280405 to 2659331 for \$387173.96 and the Trust Account consisting of Cheque Numbers 671 to 677 for \$950.00 for the period ended 30th April 2006 as presented be accepted.

Moved: Cr West

Seconded: Cr Hirsch

That items 3-9 be accepted as presented.

CARRIED 8/0

6054 PLANT & WORKS**6055 GOVERNANCE****6055.1 RESTRICTED ACCESS VEHICLE PERMITS**

APPLICANT: SHIRE OF PERENJORI
FILE: 0
DISCLOSURE OF INTEREST: 0
AUTHOR: STAN SCOTT – CEO _____
RESPONSIBLE OFFICER: STAN SCOTT – CEO _____
REPORT DATE: 5 May 2006
ATTACHMENTS:

Executive Summary:

The implementation by Main Roads of the Notice Network system for long vehicles means that the Existing Policy and delegation in relation to Extra Mass Vehicles need to be reviewed.

Applicants Submission:

Presently the CEO is delegated the authority to determine applications for extra mass permits for long vehicles. Under the main roads network notice system the Shire's role is to approve roads (not operators) for use by long vehicles, subject to an assessment by Main Roads WA.

The only occasion where the CEO would be required to make a determination would be in relation to single trip permits for oversized loads which is likely to emerge as an issue as the proposed mining projects develop to production.

Background:

Main Roads Network Notice System establishes a network of roads available to operators of long vehicles. There are 9 categories of vehicles each with a list of roads to which they have access. Council may apply conditions to access to particular roads such as speed limits or school bus curfews.

Statutory Environment:

Local Government Act 1995 S3.1 – the general Function of Local Government is to provide for the good government of people in its district.

Policy Implications:

Nil

Financial Implications:

Nil

Strategic Implications:

Perenjori is promoting development within the Shire, and having an efficient process for the determination of permits for oversized loads will be important.

Consultation:

Nil

Comment:

The proposed new policy reflects Council's resolution of 18 August 2006 and the elements of the previous policy. It also sets out what authority is delegated to the CEO. The policy also uses language consistent with Main Roads terminology.

In the review of the delegations register, the specific delegation has been amended to reflect the proposed policy.

Voting Requirements:

Simple Majority

Officers Recommendation:

That Council adopts the following Policy:

Restricted Access Vehicles PolicyClass 1 Vehicles – Over Size or Over Mass Vehicles

The CEO is delegated authority to determine applications for permits for oversized vehicles to use shire roads. Note: The Shire does not have the authority to issue permits, but does advise Main Roads which Shire roads may be used.

Class 2 Vehicles - Main Roads Notice Network

Council supports the Main Roads Network Notice System and has approved the following roads for inclusion. Any changes to the roads to be included for particular vehicle categories are to be determined by Council.

| Category | Max. Length (M) | Max Mass (T) | Roads | Conditions |
|----------|-----------------|--------------|---|------------|
| 1 | 20 | 50 | All | 80 kph |
| 2 | 27.5 | 67.5 | All | 80 kph |
| 3 | 27.5 | 84 | All | 80 kph |
| 4 | 27.5 | 87.5 | All | 80 kph |
| 5 | 36.5 | 84 | Wubin/Mullewa Road, Perenjori/Carnamah Road, Perenjori/Rothsay Road Perenjori/Three Springs Road | 80 kph |
| 6 | 36.5 | 87.5 | Wubin/Mullewa Road, Perenjori/Carnamah Road, Perenjori/Rothsay Road Perenjori/Three Springs Road | 80 kph |
| 7 | 36.5 | 107.5 | Wubin/Mullewa Road, Perenjori/Carnamah Road, Perenjori/Rothsay Road Perenjori/Three Springs Road | 75 kph |
| 8 | 36.5 | 107.5 | Wubin/Mullewa Road, Perenjori/Carnamah Road, Perenjori/Rothsay Road Perenjori/Three Springs Road | 75 kph |
| 9 | 53.5 | 120.5 | NOT PERMITTED | |
| 10 | 53.5 | 127.5 | NOT PERMITTED | |

Moved: Cr Reid**Seconded: Cr Butler****That item 6055.1 “Restricted Access Vehicle Permits” be deferred until the June 06 meeting.****CARRIED 8/0**

6055.2 DELEGATIONS REGISTER REVIEW

APPLICANT: SHIRE OF PERENJORI
FILE: 0
DISCLOSURE OF INTEREST: 0
AUTHOR: DOMENICA ORLANDO - ACCOUNTANT
RESPONSIBLE OFFICER: DOMENICA ORLANDO - ACCOUNTANT
REPORT DATE: 9 May 2006
ATTACHMENTS: Delegations Register
Executive Summary:

The reviewed Delegations Register is attached for Council perusal.

Applicants Submission:

A number of changes to the delegations register have been made which reflect Council Policy and general performance of duties at present by staff.

These changes include:

- Delegation 003 Liquor, Sale of from Council Property – Sub Delegation to Accountant removed.
- Delegation 004 Conferences, Seminars & Training Courses – Sub Delegation to Accountant and Works Foreman added.
- Delegation 007 Rate Book – Sub Delegation to Accountant added.
- Delegation 011 Disposal of Surplus Equipment – Sub Delegation to Accountant added.
- Delegation 027 Lease of Council Buildings – Sub Delegation to Accountant added.
- Delegation 031 Calling for Tenders – new delegation added

This delegation has been added to rectify the matter noted by Councils Auditors in relation to tenders being called without decision by Council.

- Delegation 025 Permits, Road Trains & Extra Mass – changed from:

The CEO is delegated authority to determine any application recommending approval or refusal, with conditions of Council Policy for referral to Main Roads WA to use road trains and application for extra mass permits on any local road as listed below within the district.

To:

The CEO is delegated authority to make recommendations to Main Roads WA on the issue of permits for access by Class 1 Restricted Access Vehicles (over size and over mass) to Shire roads.

Background:

The Local Government Act requires that the Delegations register be reviewed at least once every financial year. The last review took place on the 19th May 2005.

Statutory Environment:

Local Government Act 1995 S3.1 – the general Function of Local Government is to provide for the good government of people in its district.

Policy Implications:

Nil

Financial Implications:

Nil

Strategic Implications:

LG Act 1995 S5.46

Consultation:

Nil

Comment:

Nil

Voting Requirements:

Simple Majority

Officers Recommendation:

That Council accept the reviewed Delegations Register as presented.

Moved: Cr King

Seconded: Cr Hirsch

That Council accept the reviewed Delegations Register as presented.

CARRIED 8/0

6055.3 COMMON SEAL

APPLICANT: SHIRE OF PERENJORI
FILE: 0
DISCLOSURE OF INTEREST: 0
AUTHOR: DOMENICA ORLANDO - ACCOUNTANT
RESPONSIBLE OFFICER: DOMENICA ORLANDO - ACCOUNTANT
REPORT DATE: 10 May 2006
ATTACHMENTS

Executive Summary:

An new agreement between FESA and The Shire of Perenjori is required to be signed and Councils common seal affixed. The agreement required update due to the election to change from the ESL A payment Option (Monthly) to the ESL B payment option (quarterly)

Applicants Submission:

The following is noted in Councils Standing Orders in relation to the affixing of the Common Seal on any documents:

Part 16 - Common Seal**16.1 The Council's Common Seal**

- (1) The CEO is to have charge of the common seal of the Local Government, and is responsible for the safe custody and proper use of it.
- (2) The common seal of the Local Government may only be used on the authority of the Council given either generally or specifically and every document to which the seal is affixed must be signed by the [*“Mayor” or “President”*] and the CEO or a senior employee authorised by him or her.
- (3) The common seal of the local government is to be affixed to any local law which is made by the local government.
- (4) Any person who uses the common seal of the Local Government or a replica thereof without authority commits an offence.

Penalty \$1,000

Background:

Nil

Statutory Environment:

Local Government Act 1995 S3.1 – the general Function of Local Government is to provide for the good government of people in its district.

Policy Implications:

Nil

Financial Implications:

Nil

Strategic Implications:

Nil

Consultation:

Nil

Comment:

Nil

Voting Requirements:

Simple Majority

Officers Recommendation:

That Council authorise the affixing of the Shire of Perenjori's Common Seal on the agreement dated 1st July 2006 between the Shire of Perenjori and The Fire and Emergency Authority of Western Australia.

Moved: Cr Benton

Seconded: Cr Butler

That Council authorise the affixing of the Shire of Perenjori's Common Seal on the agreement dated 1st July 2006 between the Shire of Perenjori and The Fire and Emergency Authority of Western Australia.

CARRIED 8/0

Cr King declared in an interest in this item.

6055.4 FUNDING REQUEST – PERENJORI SHOW

APPLICANT: Perenjori & Districts Agricultural Society
FILE: 0
DISCLOSURE OF INTEREST: 0
AUTHOR: DOMENICA ORLANDO - ACCOUNTANT
RESPONSIBLE OFFICER: DOMENICA ORLANDO - ACCOUNTANT
REPORT DATE: 10 May 2006
ATTACHMENTS: Letter

Executive Summary:

The Perenjori & Districts Agricultural Society organises and holds the Annual Perenjori Show in September every year. They have advised that this year's show will be held on 9th September 2006.

Applicants Submission:

The Perenjori & Districts Agricultural Society is requesting Councils contribution to the entertainment on the night of the Perenjori Show, between \$3000 and \$3500 is requested for a big band. At this stage they are unsure of the exact costing.

Background:

The Perenjori Show is a community event and attracts both past and present residents of the Shire. Council provided \$2500 in the 05/06 financial year and \$3270 in the 04/05 financial year to the Perenjori & Districts Agricultural Society to assist with the cost of the band at the Perenjori Show.

Statutory Environment:

Local Government Act 1995 S3.1 – the general Function of Local Government is to provide for the good government of people in its district.

Policy Implications:

Nil

Financial Implications:

Budget 06/07 \$3500

Strategic Implications:

Nil

Consultation:

Nil

Comment:

Nil

Voting Requirements:

Simple Majority

Officers Recommendation:

That Council make a budget provision of \$3500 for the Perenjori & Districts Agricultural Society band expense at the Perenjori Show to be held on the 9th September 2006.

Moved: Cr Benton

Seconded: Cr Hirsch

That Council make a budget provision of \$3500 for the Perenjori & Districts Agricultural Society band expense at the Perenjori Shire to be held on the 9th September 2006.

CARRIED 7/0

Cr King did not vote

6055.5 LOCAL GOVERNMENT GUIDELINES

APPLICANT: DEPT OF LOCAL GOVERNMENT & REGIONAL DEVELOPMENT
FILE: 0
DISCLOSURE OF INTEREST: 0
AUTHOR: STAN SCOTT – CEO _____
RESPONSIBLE OFFICER: STAN SCOTT – CEO _____
REPORT DATE: 11 May 2006
ATTACHMENTS: NIL

Executive Summary:

The Department has reprinted and reissued its set of Local Government Guidelines, and framed 3 new guidelines.

Applicants Submission:

The Department has supplied a new binder with reissued copies of Local Government Operational Guidelines, and these new guidelines:

- 12. Elected Members' Relationship with Developers
- 13. The Relationship between Internal and External Audit; and
- 14. Legal Representation for Council Members and Employees (This information was promulgated previously as a circular)

Background: Nil

Statutory Environment:

Local Government Act 1995 S3.1 – the general Function of Local Government is to provide for the good government of people in its district. Guidelines issued by the Department are advice to Local Governments, but do not have the same standing as the Act or Regulations.

Policy Implications:

There may be a need for Council to develop a policy on Legal Representation for Elected Members and staff.

Financial Implications: Nil

Strategic Implications: Nil

Consultation: Nil

Comment:

Also filed in the same binder a newly received set of guidelines dealing with conflict of interest issued by State Government's Integrity Coordinating Group.

Voting Requirements: Nil

Officers Recommendation:

For information of Elected Members.

Cr King declared an interest in this item.

6055.6 PERENJORI RECREATIONAL LAKE

| | |
|--------------------------------|--------------------------------------|
| APPLICANT: | DEPT FOR PLANNING AND INFRASTRUCTURE |
| FILE: | 0 |
| DISCLOSURE OF INTEREST: | 0 |
| AUTHOR: | STAN SCOTT – CEO _____ |
| RESPONSIBLE OFFICER | STAN SCOTT – CEO _____ |
| REPORT DATE: | 11 MAY 2006 |
| ATTACHMENTS | Correspondence and map from DPI |

Executive Summary:

The Department of Planning and Infrastructure is seeking Council's advice in relation to the future tenure of the Perenjori Recreational Lake and Surrounds.

Applicants Submission:

DPI is considering a proposal from Ivan Solomon to surrender the pastoral lease on the ground of which the lake form part. He would instead be issued with a grazing lease. Lease of the Lake to a third party including the shire could give rise to a right to negotiate under native title provisions. The alternative is to create a recreational reserve vested in the Shire of Perenjori, which could be accomplished using Notice of Intention to Take provisions. The Shire would not be able to lease this reserve to a third party.

Background:

The present agreement covering the recreational lake within a pastoral lease would in all likelihood be ineffective.

Statutory Environment:

Local Government Act 1995 S3.1 – the general Function of Local Government is to provide for the good government of people in its district.

Policy Implications:

Nil

Financial Implications:

Nil

Strategic Implications:

Nil

Consultation:

The matter was discussed between the CEO and Dene Solomon.

Comment:

The proposed vesting would in effect formalise the existing arrangements.

Voting Requirements:

Simple Majority

Officers Recommendation:

That Council express its support for the proposed changes and the vesting of the lake in the Shire of Perenjori as a Recreational Reserve.

Moved: Cr West

Seconded: Cr Sutherland

That Council investigate whether and what is the difference between a pastoral lease and a grazing lease and then reconsider the current item 6055.6.

CARRIED 8/0

6055.7 SYSTEMIC SUSTAINABILITY STUDY

APPLICANT: WALGA
FILE: 0
DISCLOSURE OF INTEREST: 0
AUTHOR: STAN SCOTT – CEO _____
RESPONSIBLE OFFICER: STAN SCOTT – CEO _____
REPORT DATE: 11 MAY 2006
ATTACHMENTS: Initial Discussion Paper and Terms of Reference

Executive Summary:

WALGA is seeking input to its Initial Discussion Paper and Terms of Reference for the Systemic Sustainability Study.

Applicants Submission:

WALGA has appointed an independent governance panel to guide the study, and is seeking input from Local Governments to ensure that the terms of reference are appropriate. Submissions close 7 July 2006.

Background:

WALGA is attempting to take the lead in the reform agenda rather than having change thrust upon it.

Statutory Environment:

Local Government Act 1995 S3.1 – the general Function of Local Government is to provide for the good government of people in its district.

Policy Implications:

Nil

Financial Implications:

Nil

Strategic Implications:

The results of the study could have significant strategic implications for small local governments.

Consultation:

Nil

Comment:

Councillors are invited to consider the paper and provide comments to the CEO on anything that may be included in a Shire response (if any).

Voting Requirements:

Simple Majority

Officers Recommendation:

That Councillors consider the discussion paper and provide feed back, if any, to the CEO.

Moved: Cr King

Seconded: Cr West

That Councillors consider the discussion paper and provided feed back if any, to the CEO by the 7th July 2006.

CARRIED 8/0

6055.8 LOCAL GOVERNMENT STRUCTURAL AND ELECTORAL REFORM

APPLICANT: LOCAL GOVERNMENT ADVISORY BOARD
FILE: 0
DISCLOSURE OF INTEREST: 0
AUTHOR: STAN SCOTT – CEO _____
RESPONSIBLE OFFICER: STAN SCOTT – CEO _____
REPORT DATE: 11 MAY 2006
ATTACHMENTS: CIRCULAR, EXECUTIVE SUMMARY & RECOMMENDATIONS

Executive Summary:

The Minister has released the report resulting from the Local Government Advisory Board into Local Government Structural and Electoral Reform.

Applicants Submission:

The report was completed on March 17 2006 and released on 1 May 2006.

- The Board made recommendations in relation to each region including the Western suburbs amalgamation which was widely reported in the press.
- The only specific recommendations for the Mid West were to proceed with the amalgamation of Geraldton and Greenough, and conduct a further review in 3 years to consider the northern boundary of the new city with a view including development associated with Oakajee.
- The Board also recommended the removal of poll provisions, and the introduction of more flexibility into board enquiries. It also suggested reductions in the minimum and maximum numbers of elected members required by a Council.

In relation to electoral reform the bulk of the recommendations support the retention of existing arrangements except:

- Voters should only be allowed to vote in one ward;
- That further enquiry is needed into the issue of mayors and president s being popularly elected or elected by Council, and the conduct of postal elections by bodies other than the Electoral Commission; and
- That the Department conduct a review of electoral offence provisions of the act.

Background:

Many of the recommendation reflect views previously suggested by the board in relation to other enquiries.

Statutory Environment:

Local Government Act 1995 S3.1 – the general Function of Local Government is to provide for the good government of people in its district.

Policy Implications:

Nil

Financial Implications:

Nil

Strategic Implications:

The board supports the provision of financial support by the Department for resource sharing arrangements such as the Wildflower Country Regional Local Government.

Consultation:

The CEO attended the LGAB public hearing in Mingenew.

Comment:

There are no real surprises in the report, and there is no real indication of the way forward for structural reform driven by local communities.

The WALGA Systemic Sustainability Study takes on greater significance in light of the contents of the LGAB report.

Voting Requirements:

Nil

Officers Recommendation:

That Council notes the contents of the LGAB report.

Moved: Cr Hirsch

Seconded: Cr West

That Council notes the contents of the LGAB report.

CARRIED 8/0

6055.9 MT GIBSON PUBLIC ENVIRONMENTAL REVIEW

APPLICANT: ENVIRONMENTAL PROTECTION AUTHORITY
FILE: 0
DISCLOSURE OF INTEREST: 0
AUTHOR: STAN SCOTT – CEO _____
RESPONSIBLE OFFICER: STAN SCOTT – CEO _____
REPORT DATE: 11 MAY 2006
ATTACHMENTS: Letter from EPA
Executive Summary:

The Environmental Protection Authority has invited public comment as part of the Public Environmental Review process on Mt Gibson Mining's Extension Hill Project, Pipeline and Post facilities.

Applicants Submission:

Submissions close on 30th May 2006. Given Council's long term support for the project it would be appropriate for the Shire to make a submission to the EPA in support of the project. The Public Environmental Review is for the mining of magnetite, the slurry pipeline and the port facility and does not consider the implication of the transport of haematite.

Background:

The report, produced by ATA Environmental is available for perusal by Councillors, but has not been included in the Agenda because it runs to 186 pages, plus maps and appendices. The report does reflect the information provided by Mount Gibson Mining to Council over the last 2 years.

Statutory Environment:

Local Government Act 1995 S3.1 – the general Function of Local Government is to provide for the good government of people in its district.

Policy Implications:

Nil

Financial Implications:

Nil

Strategic Implications:

Council has been committed to supporting the development of the Extension Hill Project since it was first discussed with Council several years ago.

Consultation:

The Board of the EPA will be meeting with representatives of affected Shires in Perenjori on 16 May 2006.

Comment:

Mount Gibson proposed to establish an environmental fund with a contribution of 5c per tonne dry weight of ore mined to a community environmental foundation. The Shire of Perenjori would be represented on that body and would help determine how the estimated \$100,00 per year would be distributed.

Voting Requirements:

Simple Majority

Officers Recommendation:

That the Shire prepare a submission to the review supporting the approval of the proposed development.

Moved: Cr King**Seconded: Cr Hirsch**

That the Shire prepare a submission to the review supporting the approval of the proposed development.

CARRIED 8/0

6055.10 CEO PERFORMANCE REVIEW

APPLICANT: SHIRE OF PERENJORI
FILE: 0
DISCLOSURE OF INTEREST: 0
AUTHOR: STAN SCOTT – CEO _____
RESPONSIBLE OFFICER: STAN SCOTT – CEO _____
REPORT DATE: 12 MAY 2006
ATTACHMENTS: Nil

Executive Summary:

Council requested an alternative review methodology, which has been agreed by the consultant with revised costings.

Applicants Submission:

Mr FitzGerald's revised proposal included the following:

I have obtained a Human Resources expert (with a Masters in HR) to assist me with this project. We will collaborate on the project and you will surely be happy with the results.

We have done a 'little bit' of research and think given the identified performance criteria 'annexure 2' we should be able to develop a suitable tool that can be used for your 360 degree review. We quite like the Leadership Capability Framework that the Australian Public Service Commission use and believe we could use it as a model into which we could build your performance criteria and develop the appropriate questions and assessment tool.

It is a bit difficult to really determine how long the tool and questions would take to develop – but we think we could get it done in approximately 8 hours. The 'survey', subsequent compilation of the results, the report and development plan would take additional time. I would guess that each of the 28 interviews would take approximately fifteen minutes, so allowing for delays contacting people by phone - that gives us 8 hours on the phone completing that part of the process. Result compilation, report and development plan is probably going to take another 6 hours.

Allowing for some sundry expenses, we could fix a price for the project at \$3030.00 including GST. If the Council requires a site visit from the consultants' team to conclude the project face to face, that would attract an additional fee of \$950.00 including GST, bringing the total fee for the project to \$3980.00 including GST.

The resultant assessment tool would remain the property of the Shire for use in future reviews, which could then be carried out at lesser fees in future because the development of the necessary tools for the review would have been paid up front this time round and should only require minor modification in future years.

Background:

At its April Ordinary Meeting Council resolved as follows.

1. That Council appoint Mr Mike Fitzgerald to conduct the CEO performance review.
2. That Council use the process set out in the contract and also in addition ask the reviewing person to also involve other State and Federal Government Ministers/Department

3. *That the reviewer, Mr Mike Fitzgerald contact members by phone for providing input to the Reviewing Person.*

The revised brief to Fitzgerald Strategies included in part:

As part of the discussion with Council in relation to the CEO Performance Review, Council has requested, and I have agreed, to a 360 degree feedback process where input is sought from colleagues, subordinates and stakeholders as well as from Councillors. Councillors are happy to be interviewed by telephone, and I assume the same would apply to external stakeholders. You would probably need to send a brief note to interviewees to indicate the purpose and content of the phone interview. You would probably need to aggregate the responses so that it was not obvious who was providing particular comments.

I am not sure quite what Council had in mind, but perhaps something like the following would be appropriate:

*Staff: Accountant and Office Staff, Works Supervisor, EHO, Union Delegate
(7 interviews)*

Colleagues: Perhaps 2 CEOs and 2 Shire Presidents from the North Midlands (4 interviews)

*Stakeholders: Government - DLGRD, Main Roads, Midwest Development Commission,
Midwest Gascoyne Area Consultative Committee (4 interviews)*

Private Sector - Mount Gibson Mining, Gindalbie Metals, (2 interviews)

Consultants - Wendy Newman, yourself (2 interviews)

Councillors (9 interviews)

Clearly the foregoing is not the brief you quoted on, so perhaps you could review the task and provide a revised estimate (assuming of course you still want to take it on). I have attached for your information a copy of the performance criteria, position description and extract from the employment contract.

Statutory Environment:

Local Government Act 1995 S3.1 – the general Function of Local Government is to provide for the good government of people in its district.

Policy Implications:

Nil

Financial Implications:

The revised assessment process will cost \$3,030, plus an additional \$950 if a visit is required. These figures are GST inclusive.

Strategic Implications:

Nil

Consultation:

Nil

Comment:

Mr FitzGerald has been authorised to proceed on the basis of the revised quote with Council to determine whether an in person visit is required.

Voting Requirements:

Simple Majority

Officers Recommendation:

1. That Council note the revised process as set out by Mr FitzGerald, and the revised cost.
2. That Council determine whether to request a visit by Mr FitzGerald to review the results.

Moved: Cr King

Seconded: Cr Hirsch

1. That Council note the revised process as set out by Mr FitzGerald, and the revised cost.
2. That Council request a visit by Mr FitzGerald to review the results.

CARRIED 8/0

6055.11 RESERVE FOR GRAVEL EXTRACTION & MUNICIPAL PURPOSES – MAYA TOWNSITE

APPLICANT: DEPT FOR PLANNING & INFRASTRUCTURE
FILE: 0
DISCLOSURE OF INTEREST: 0
AUTHOR: STAN SCOTT – CEO _____
RESPONSIBLE OFFICER: STAN SCOTT – CEO _____
REPORT DATE: 12 May 2006
ATTACHMENTS: Correspondence from DPI

Executive Summary:

Council needs to determine whether it wishes to proceed with vesting of a parcel of land adjacent to the Maya townsite as a reserve.

Applicants Submission:

Since Council decided to express interest in the potential reserve the CEO applied for a clearing permit to extend the existing gravel pit. The response from the Department for the environment indicated the presence of several priority species of plant, as well as some indication that the land is used as habitat for mallee fowl.

It should also be noted that the parcel of land in question has been used in several places for illegal disposal of rubbish, and some clean up would be required, as well as appropriate fire control measures.

Background:

At its August 2005 Ordinary Meeting Council resolved as follows:

That Council express interest in gaining control of the parcel of land as a reserve and also UCL (215.07ha) to the east of the reserve for gravel extraction and municipal purposes.

Statutory Environment:

Local Government Act 1995 S3.1 – the general Function of Local Government is to provide for the good government of people in its district.

Policy Implications:

Council has adopted a gravel supply policy that involves seeking gravel supplies from cleared agricultural land where possible.

Financial Implications:

Some cost would be involved in rehabilitating those areas that have been used for illegal dumping. Council would also be required to prepare and implement a management plan for the reserve.

Strategic Implications:

Nil

Consultation:

Nil

Comment:

In light of the results of the application for a clearing permit, it may be inappropriate for the reserve to be designated for gravel extraction. As a result Council would have all the clean up costs without the perceived advantages.

If vesting were to proceed Council would need to determine the appropriate purpose (perhaps nature reserve?)

Voting Requirements:

Simple Majority

Officers Recommendation:

That Council determine whether it wished to proceed with the vesting of the UCL adjacent to the Maya townsite, and if so for what purpose.

Moved: Cr West

Seconded: Cr Reid

That Council do not proceed with the vesting of the UCL adjacent to the Maya townsite.

CARRIED 8/0

6056 OTHER BUSINESS

6056.1 INFORMATION BULLETIN – TABLED IN THE COUNCIL CHAMBERS

Local Govt Manager Magazine

DPI – District Licence Plates

WALGA – Workplace Solutions Bulletin

Perenjori Tourist & District Pioneer Museum – Letter of Thanks

WALGA – LG News Issue 16.06

WALGA Info Page – Proposed Guidelines – Public Library Buildings, 2 Yr Review of the State Road Funds to LG Agreement, Child Health Centres

Telstra – Our Transition to a World Class Mobile Network

WALGA – Intergovernmental Co-operation Set to Rise

Dept of LG & RD – New Local Government Guidelines

Conflicts of Interest in WA Public Sector

Broadband – Regional Network – 9th May – North Midlands Wireless Broadband Update

Hon J Lloyd – Increased Funding for LG 06/07 Budget

Senator A Eggleston – Budget Report 2006/07

CIO Magazine

Keep Australia Beautiful – Litter Prevention Strategy for WA 2006-2009

Environmental Protection Authority – Hematite Projecy

UNI of WA – Biofuels Discussion – Bioethanol from Wheat Straw – Perenjori Energy Park

Nick Wood – Notice of Proposed Amendments to Constitution of the WA Local Govt Association

6056.2 MOTIONS OF WHICH DUE NOTICE HAVE BEEN GIVEN

Nil

6056.3 QUESTIONS BY MEMBERS OF WHICH DUE NOTICE HAS BEEN GIVEN

Nil

6056.4 URGENT BUSINESS APPROVED BY THE PERSON PRESIDING OR BY DECISION

6056.4.1 NMVROC MEETING AND INFRASTRUCTURE FORUM

APPLICANT: SHIRE OF PERENJORI
FILE: 0
DISCLOSURE OF INTEREST: 0
AUTHOR: STAN SCOTT – CEO _____
RESPONSIBLE OFFICER: STAN SCOTT – CEO _____
REPORT DATE: 17 MAY 2006
ATTACHMENTS: Infrastructure Forum Agenda

Executive Summary:

The North Midlands VROC meeting is hosting a workshop to discuss the Midwest Infrastructure Plan tomorrow (Friday 19th May) in Mingenew prior to the VROC meeting.

Applicants Submission:

The Infrastructure Plan is a joint initiative of the Mid West Development Commission and the Department for Planning and Infrastructure. The Shire has been requested to send 3 Representatives. This may be the President (or VROC delegate), the CEO and one other. The additional Elected Member may attend just the workshop or remain for the VROC Meeting at 1 pm.

Background:

The Workshop was discussed at the April Ordinary Meeting.

Statutory Environment:

Local Government Act 1995 S3.1 – the general Function of Local Government is to provide for the good government of people in its district.

Policy Implications:

Nil

Financial Implications:

Nil

Strategic Implications:

It is important that we keep impressing upon State agencies the importance of the key infrastructure needs of the region.

Consultation:

Nil

Comment:

Nil

Voting Requirements:

Simple Majority

Officers Recommendation:

That Council nominate a delegate or delegates to attend the Infrastructure Workshop.

Cr West advised that he would attend the meeting of the VROC.

Cr King advised that he would attend the Infrastructure Workshop and then attend the meeting of the VROC.

6056.4.2 SUPPLEMENTARY AUSLINK ROADS TO RECOVERY FUNDS

APPLICANT: SHIRE OF PERENJORI
FILE: 0
DISCLOSURE OF INTEREST: 0
AUTHOR: STAN SCOTT – CEO _____
RESPONSIBLE OFFICER: STAN SCOTT – CEO _____
REPORT DATE: 15 MAY 2006
ATTACHMENTS

1. Media Release – Wilson Tuckey MHR
2. Circular – Minister for Local Government, Territories & Roads

Executive Summary:

In the 2006 Federal Budget the Roads to Recovery allocation for 2005/2006 has been doubled.

Applicants Submission:

The Shire will shortly receive (before 30 June 2006) an additional \$313,353 for spending on Roads to Recovery qualifying projects to be spent by 30 June 2009. This represents one quarter of the four year allocation of the program, and a doubling of the 2005/2006 allocation.

Background:

Council has already decided to conduct a strategic review of its roads, and the additional funds should assist in implementation of agreed strategies. The State Government also announced a substantial increase in State funding for Local Roads in its budget.

Statutory Environment:

Local Government Act 1995 S3.1 – the general Function of Local Government is to provide for the good government of people in its district.

Policy Implications:

Nil

Financial Implications:

In addition to the extra \$313,353 there are likely to be more funds available through the Regional Roads Group.

Strategic Implications:

There is an opportunity to make a substantial impact on some strategic Road assets.

Consultation:

Nil

Comment:

The Supplementary allocation should be placed immediately in an appropriate reserve account until plans for its expenditure are made.

Voting Requirements:

Simple Majority

Officers Recommendation:

That Council deposit the supplementary Roads to Recovery funds in a reserve account named “Roads to Recovery” for the purpose of completing eligible roads projects.

Moved: Cr Butler

Seconded: Cr Hirsch

That Council deposit the supplementary Roads to Recovery funds of \$313,353 in a reserve account named “Roads to Recovery” for the purpose of completing eligible roads projects.

CARRIED 8/0

6056.4.3 WILDFLOWER COUNTRY REGIONAL LOCAL GOVERNMENT

APPLICANT: NORTH MIDLANDS VROC
FILE: 0
DISCLOSURE OF INTEREST: 0
AUTHOR: STAN SCOTT – CEO _____
RESPONSIBLE OFFICER: STAN SCOTT – CEO _____
REPORT DATE: 17 MAY 2006
ATTACHMENTS: NMVROC Agenda Item
 Local Government Act S3.61 to 3.68

Executive Summary:

The Department of Local Government and Regional Development has suggested some changes to the establishment agreement for Wildflower Country Regional Local Government.

Applicants Submission:

At the 19th May 2006 VROC Meeting delegates will consider a recommendation to adopt as part of its establishment agreement a schedule of activities developed by Eastern Metropolitan Regional Council. The department has formed the view that the draft agreement lacks specificity in its purpose, and therefore does not meet the requirements of the Act.

Background:

The draft establishment agreement has been under consideration by the Department for several months. The present model allows the RLG to become involved in virtually any Local Government activity except the making of Local Laws, subject to a rigorous process by members.

Statutory Environment:

Local Government Act 1995 S3.61 to 3.68 – sets out the process and provisions for the establishment of a Regional Local Government.

Policy Implications:

Nil

Financial Implications:

The NMVROC has applied for \$250,000 over 3 years to assist with the establishment of the RLG. The State Government allocated \$3M in the 06/07 budget for such initiatives.

Strategic Implications:

The establishment of a Regional Local Government has been a long term regional strategy.

Consultation:

Nil

Comment:

While the model developed by the VROC is innovative and flexible, that suggested by the Department would have the same effect in that it provides a range of broad headings and examples without unduly limiting the specific activities of the RLG.

Voting Requirements:

Simple Majority

Officers Recommendation:

1. That Council endorses the amendment of the Establishment agreement to include the following schedules as included in the EMRC Establishment Agreement:
 - Schedule 1 - Continuing Projects and Services: and
 - Schedule 2 Part 1- Regional Services and Facilities
 - Schedule 2 Part 2 – Economic and Community Development Matters
2. That Council authorises the President and CEO to sign and seal the resulting agreement including the above, and whatever other changes of wording are required to facilitate these inclusions, so long as the intent is consistent with the original agreement.

Moved: Cr Butler

Seconded: Cr Hirsch

1. That Council endorses the amendment of the Establishment agreement to include the following schedules as included in the EMRC Establishment Agreement:
 - Schedule 1 - Continuing Projects and Services: and
 - Schedule 2 Part 1- Regional Services and Facilities
 - Schedule 2 Part 2 – Economic and Community Development Matters
2. That Council authorises the President and CEO to sign and seal the resulting agreement including the above, and whatever other changes of wording are required to facilitate these inclusions, so long as the intent is consistent with the original agreement.

CARRIED 8/0

6056.5 GENERAL BUSINESS

Cr Butler raised the issues with Broadband. To be brought up at the VROC meeting.

Cr Butler suggested a joint submission be organised with Morawa Shire to make the upgrade of the Perenjori/Morawa section of the Wubin/Mullewa Hwy a priority.

Joint funding between the Shires and Main Roads may also need to be considered. The CEO is to talk to Main Roads regarding the possibility of this. * **To be brought up at the Plant & Works Committee meeting.**

Cr Hirsch suggested a review of the Greenkeepers position and revision of other options available. Discussion regarding investigating the possibility of synthetic turf for the bowling greens which could be obtained through a Sport and Rec Grant with 1/3 costing.

A consideration is to be put in the 2006/07 budget for the provision of laptops/screens for lease or buy for all Councillors for Committee and Council meetings.

6056.6 DATE OF NEXT MEETING / MEETINGS

Next Council meeting will be held on Thursday 15th June 2006.

6056.7 CLOSURE

THERE BEING NO FURTHER BUSINESS THE MEETING CLOSED AT 4.02PM

I certify that this copy of the Minutes is a true and correct record of the meeting held on 18th May 2006.

Signed: _____
Presiding Elected Member

Date: _____