Shire of Perenjori
MINUTES
Ordinary Council Meeting

To be held in the Shire of Perenjori Council Chambers, Fowler Street, Perenjori on Thursday 16th AUGUST 2007, to commence at 1.30PM.

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7081 PRELIMINARIES

7081.1 DECLARATION OF OPENING AND ANNOUNCEMENT OF VISITORS
The Chairman declared the meeting open at 1.28pm.

7081.2 OPENING PRAYER
Cr Baxter led Council in the opening prayer.

7081.3 DISCLAIMER READING
Nil

7081.4 RECORD OF ATTENDANCE, APOLOGIES AND LEAVE OF ABSENCE
Present: Cr B T Baxter
Cr I F West
Cr R A Benton
Cr G Reid
Cr J H Hirsch
Cr L C Butler
Cr J A Bensdorp
Cr J R Cunningham

CEO: Stan Scott
DCEO Domenica Orlando

Minute Taker Leah Leopold
Observer Jo Woods
M Battilana

7081.5 PUBLIC QUESTION TIME
Nil

7081.6 PETITIONS / DEPUTATIONS / PRESENTATIONS
The President welcomed Mr Ross Marshall from the Department of Industry & Resources.

Council Resolution
Moved: Cr Butler Seconded: Cr Benton
That Council suspend standing orders.
Carried 8/0

A discussion was held with council in relation to the shire of Perenjori Submission to the EPA appeal.
Moved: Cr Butler    Seconded: Cr Benton
That Council resume standing orders.

Carried 8/0

Mr Marshall & Mr Battilana left chambers at 2.30pm.

7081.7   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.

7081.8   APPLICATIONS FOR LEAVE OF ABSENCE

Cr King has a previously approved leave of absence.

7081.9   CONFIRMATION OF MINUTES

Minutes of meeting held 19th July 2007.

Council Resolution
Moved: Cr Bensdorp    Seconded: Cr Benton
That the minutes of Council meeting held 19th July 2007 be accepted as a true and correct record.

CARRIED 8/0

7081.10   ANNOUNCEMENTS BY PERSON PRESIDING WITHOUT DISCUSSION

Nil

7081.11   MATTERS FOR WHICH MEETING MAY GO BEHIND CLOSED DOORS

Nil
Executive Summary:

Applicants Submission:
Detailed below are progress reports on current and prospective projects:

- Economic Development Results
  - Student Visits
  - UWA IP Sharing Documentation
  - Other Universities
  - Fuel Farm
  - Strategic alliances
  - Perenjori Studio books arrived

Students From UWA
Additional Students shall arrive from UWA from 19th to 22nd August. Consultation took place with head of school and CEO approved specific tasks proposed by UWA & EDO. This will further assist the shire in its overall planning stages and provide audited support mechanisms for growth and future funding applications. It also enhances the interaction between Shire and the growing relationship of academic bodies

Documentation and IP sharing:
A draft MOU document is with Board of Governors nominee for final approval and signing under University Seal. It is said no significant changes are required from what the Shire has suggested. This is a good result as protects all parties over the life of the project and formalises profit sharing from commercialisation aspects of the growing academic relationships. This keeps the income for the benefit of the community
The book documenting the first Perenjori Studio last year has now been received. A copy has been provided to each elected member.

**Other Universities and Institutions**

The next step in collaboration with tertiary institutions is aimed at bringing residential students and academics to the town. Predicating affordable housing and buildings already in train as per previous reports to council.

Batavia Coast maritime research institute have verbally committed to involvement within the shire’s aquaculture project, as has Murdoch University. They will send residential staff and students to live and work in the town as this project progresses and final documentation is due to be prepared by end of September for 2008 commencement.

Two other Universities have made approaches to EDO and meetings will be organised when next in Perth

**Fuel Farm and new business opportunity:**

For some time the EDO has been working with large petroleum companies on a range of aspects. One company has expressed interest in a long-term relationship and future growth once alternative fuel projects progress.

A proposal in relation to a relationship with Mobile/Gull will be circulated under separate cover when details are available. However this appears certain be of benefit to the community as a whole and provide substantial infrastructure enhancement within the shire. Additionally at this time the indicative pricing is more attractive than existing arrangements and will reduce operating costs overall on a major cost centre

**Alternative Energy and Biofuels**

The formation of Oz Bio Energy Group has resulted in Perenjori Energy Park Concept (PEP) being chosen for multi million dollar proposal to be put before state & federal decision makers on the evening of Thursday 16th August 2007. The EDO will also be present.

**Aquaculture Project**

A producer of poly and other tanks is in discussions with the EDO, Curtin University and other aquaculture interests aspects to market the proven design for growing the aquaculture market and distribution in line with the Perenjori pilot site. This should result in design of better tanks and systems.

Discussions have commenced on combined education syllabi involving the following elements from both TAFE and universities

- Engineering
- IT
- Electrical engineering
- Marine sciences
- Food technology

Thus the Perenjori Fish Farm assists institutions who have committed to the project to design and deliver not only training but also building skills on growing the aquaculture industry as a whole. Additionally marketing and distribution chains are
showing interest. This will assist in gaining additional funding from expanded resources.

**Background:**
The EDO commenced a full time two year contract on 30 August 2006.

**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 fundamental premise of the EDO activity is diversification of the economic base of Perenjori though complementary activity that will reduce our reliance on agriculture and mining.

**Consultation:**
The EDO maintains contact with a wide range of potential stakeholders, investors or funding organisations.

**Comment**
The approach to economic development is focussed on developing opportunities that will:

- Diversify the local economy through attracting new industries or emerging technologies;
- Add value to existing agricultural industry through diversification or downstream processing
- Take advantage of existing intellectual capital within the district
- Encourage partnerships with external bodies and agencies
- Overcome barriers to growth such as lack of available land or housing;

Within the scope of these activities we will also:

- Seek funding opportunities to offset the costs and/or widen the scope of economic development activities
- Keep Council and the community informed of economic development activities;
- Seek Council endorsement of any activity that requires a long term commitment from the shire, or involves commitment of funds outside the existing budget.

The architecture project and the resulting book are helping to build Perenjori’s credibility. Willingness to consider blue sky projects and foster relationships with universities and academics has put us in the position where several other projects may result.

**Voting Requirements:**
Simple Majority
Officers Recommendation:

Moved: Cr Butler        Seconded: Cr Cunningham
CARRIED 8/0

7083    FINANCE

7083.1 MONTHLY STATEMENT OF FINANCIAL ACTIVITY

APPLICANT:  Deputy Ceo
FILE:  0
DISCLOSURE OF INTEREST:  0
AUTHOR:  Domenica Orlando
RESPONSIBLE OFFICER  Domenica Orlando
REPORT DATE:  19th July 2007
ATTACHMENTS  Monthly Statement of Financial Activity Reports

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 is to be adopted by Council at its March meeting of Council. A report detailing the variances is also included. Also included is a report on variances.
Other Financial statements are also attached as per the Finance Committee preferences.

Statutory Environment:  N/A
Policy Implications:  N/A
Financial Implications:  N/A
Strategic Implications:  N/A
Consultation:
UHF Haines Norton
Voting Requirements:  Simple Majority
Officers Recommendation:
1. **Statement of Financial Activity**
   That the Statement of Financial Activity for the period ended 31\textsuperscript{st} July 2007 including report on variances be accepted as presented.

2. **Finance Report**
   That the Finance Report for the period ended 31\textsuperscript{st} July 2007 be accepted as presented.

3. **Acquisition of Assets**
   That the Acquisition of Assets Report for the period ended 31\textsuperscript{st} July 2007 with a balance of $47109.53 as presented be received.

4. **Reserves Report**
   That the Reserves Report for the period ended 31\textsuperscript{st} July with a balance of $1189256.00 as presented be received.

5. **Net Current Assets**
   That the Net Current Assets report for the period ended 31\textsuperscript{st} July 2007 as presented be received.

6. **Bank Reconciliation’s**
   That the balances of the Municipal Fund of $94308.80, the Term Deposit of $113676.76 and the Trust Fund of $96558.62 as at 31\textsuperscript{st} July 2007 as presented be received.

7. **Sundry Creditors Report**
   That the Sundry Creditors Report for the period ended 31\textsuperscript{st} July 2007 with a balance of $219260.30 as presented be received.

8. **Sundry Debtors Report**
   That the Sundry Debtors Report for the period ended 31\textsuperscript{st} July 2007 with a balance of $116,733.43 as presented be received.

9. **Accounts for Payment**
   That the Accounts for payment for the Municipal Account consisting of Cheque Numbers 15837 to 15860 and EFT Numbers 120 to 151 for $219,448.82 for the period ended 31\textsuperscript{st} July 2007 as presented be accepted.

10. **Rates Outstanding**
    That the Rates Outstanding Report for the period ended 31\textsuperscript{st} July 2007 with an outstanding balance of $44407.34 as presented be received.
Council Resolution
Moved: Cr West  Seconded: Cr Cunningham
That items 1 – 10 relating to the Statement of Financial Activity for period ended 31st July 2007 be accepted as presented.
Carried 8/0

7083.2 OTHER BUSINESS

Council Resolution
Moved: Cr West  Seconded: Cr Hirsch
Council discuss plans for the Upgrade of the Perenjori Swimming Pool. The Ceo to present an item to the September meeting.
Carried 8/0

Council Resolution
Moved: Cr West  Seconded: Cr Bensdorp
That the cracks in the Council chambers be repaired as soon as possible.
Carried 8/0

7084 HEALTH BUILDING & PLANNING

Nil
7085  PLANT & WORKS

7085.1  PLANT MECHANICS REPORT

SERVICES
PJ 1502 STEEL ROLLER ~ 250 HOUR SERVICE ~ 566 hours
PJ1558 VOLVO G930 ~ 500 HOUR SERVICE ~ 522 hours
PJ1570 VOLVO 710A ~ 500 HOUR SERVICE ~ 8499 hours
PJ1578 WESTERN STAR ~ 10000 KM SERVICE ~ 105200 km

MAINTENANCE
PJ1577 HITACHI LOADER ~ Finish repair on front diff, fit diff assembly to loader ~ 3517 hours
PJ1575 BACKHOE ~ replace park brake linings ~ 4780 km
PJ1527 PRIME MOVER ~ Replace reverse alarm ~ 257650 km
PJ1501 ROLLER ~ Replace start solenoid ~ 350 hours
PJ1570 GRADER ~ Replace brake booster, Replace uni joints on hydraulic pump drive shaft ~ 8499 hours
Executive Summary:
Listed are the roads maintenance graded in July.

Settlement rd  Caron rd  Sellner rd
Malcolm rd   Spencer rd  Payne rd
Griffiths rd  Koolanooka rd  S. Cannon rd
Caffin rd    Bryant rd  Baxter rd
Karara rd    Muriels Lane  Carmichael rd
Oversby Sth rd  Coorow Maya rd  Gellatly West rd
Gellatly rd  Maya Sth West rd  Jackson rd

Statutory Environment: N/A
Policy Implications: N/A
Financial Implications:
As per Council’s road maintenance budget

Strategic Implications:
To maintain roads to a standard.

Consultation: N/A
Voting Requirements: N/A
Officers Recommendation: N/A
7086.2 SETTLEMENT ROAD

APPLICANT: WORKS SUPERVISOR
FILE: 0
DISCLOSURE OF INTEREST: 0
AUTHOR: KEN MARKHAM – WORKS SUPERVISOR
RESPONSIBLE OFFICER: KEN MARKHAM – WORKS SUPERVISOR
REPORT DATE: 31 JULY 2007
ATTACHMENTS

Executive Summary:

Work has begun on reforming and resheeting 3km of Settlement rd between Wubin Mullewa rd and Malcolm rd.

Background

The section of road that is being worked on becomes extremely slippery when wet and required reforming and resheeting with gravel.

Statutory Environment:

Policy Implications: N/A
Financial Implications: N/A

Under R2R II Funds

Strategic Implications:

To maintain roads to a standard

Consultation: N/A
Voting Requirements: N/A
Officers Recommendation: N/A
7086.3  CULVERTS

APPLICANT:  WORKS SUPERVISOR
FILE:  0
DISCLOSURE OF INTEREST:  0
AUTHOR:  KEN MARKHAM – SUPERVISOR
RESPONSIBLE OFFICER  KEN MARKHAM – SUPERVISOR
REPORT DATE:  31 JULY 2007
ATTACHMENTS

Executive Summary:
Several culverts required repairs in July and these include one on Settlement road and one on Billeroo road.

Statutory Environment:
Headwalls had to be made for the culvert pipes on Settlement road and this was done by using rocks and cement, we also poured an apron. The pipe on Billeroo road had to have a section removed and relayed and we then reconstructed the headwall using rocks and concrete. The joins of the pipes were then sealed to prevent water from washing out the road.

Policy Implications:  N/A
Financial Implications  N/A
Strategic Implications:  N/A
Consultation:  N/A
Voting Requirements:  N/A
Officers Recommendation:  N/A
7086.4 ROAD SIGNS

APPLICANT: WORKS SUPERVISOR
FILE: 0
DISCLOSURE OF INTEREST: 0
AUTHOR: KEN MARKHAM – WORKS SUPERVISOR
RESPONSIBLE OFFICER KEN MARKHAM – WORKS SUPERVISOR
REPORT DATE: 31 JULY 2007
ATTACHMENTS

Executive Summary:

Road maintenance crews have been busy renewing, replacing and installing road warning signs & guideposts throughout the road network as they come to our attention.

Background: N/A
Statutory Environment: N/A
Policy Implications: N/A
Financial Implications: N/A
Under General road maintenance budget
Strategic Implications: N/A
Consultation: N/A
Voting Requirements: N/A
Officers Recommendation: N/A

Council Resolution
Moved: Cr West Seconded: Cr Bensdorp
That Council notes the Works Supervisor Reports 7086.1 to 7086.4.
Carried 8/0
Executive Summary:
Mr Wass is concerned at the dust nuisance resulting from increased traffic on Perenjori Rothsay Road.

Applicants Submission:
Mr Wass is concerned at the increase in dust nuisance caused by increased traffic on Perenjori Rothsay Road. He has requested an extension of the bitumen seal to reduce this nuisance.

Background:
The Wass homestead is located on the section of Perenjori Rothsay Road north of the intersection with Wanarra Road, so his concerns will not be resolved by the Mount Gibson Road.

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:
A 100 metre seal extension as a stand alone job would cost in the order of $10,000.
If incorporated in a larger project the cost would be considerably less, perhaps as low as $5,000.

Strategic Implications:
Nil

Consultation:
Nil

Comment:
Seal widening to the end of the bitumen together with approximately 100metre seal extension is one of our proposed projects for 2008/2009 Regional Roads Group funding. There is no guarantee that the project will be funded. If the project is funded under RRG it would most likely occur in the March quarter 2009, that is, not for another 18 months.
The most recent traffic count for the road is 2005, and at that stage the road was averaging 43.8 vehicles per day. A more recent traffic count was discarded due to equipment failure.

Council has the option of bringing forward funds from the Roads to Recovery reserve for this project.

**Voting Requirements:**
Absolute Majority (if project is funded this year)

**Officers Recommendation:**
That Council determine whether to bring this project forward using funds from the Roads to Recovery reserve.

Moved: Cr Cunningham   Seconded: Cr Bensdorp
That an extension of bitumen of 200m for dust suppression be carried out on the Perenjori Rothsay Road.

**Amendment of Motion**
Moved: Cr Hirsch   Seconded: Cr Butler
That the request for an extension of bitumen of 200m for dust suppression on the Perenjori Rothsay Road be considered by the Plant and Works Committee with complete costings for the project.

Carried 8/0

**Amendment now becomes the motion**

**Council Resolution**
Moved: Cr Hirsch   Seconded: Cr Butler
That the request for an extension of bitumen of 200m for dust suppression on the Perenjori Rothsay Road be considered by the Plant and Works Committee with complete costings for the project.

Carried 8/0
Executive Summary:
Ross Marshall from the Department of Industry and Resources is one of the principal authors of the Department’s input into the Mid West Strategic Review. He will join Council for lunch and then meet with Council at the start of its formal meeting.

Applicants Submission:
The purpose of the visit is to seek input from the Shire of Perenjori on the Mid West Strategic Review. The Department already has copies of the Shire of Perenjori’s submission to the EPA appeal, which provided some information on the Shire’s views.

Background:
On Monday 6th August the Shire President, CEO and EDO met with mining project proponents. Through those meetings we became aware that senior DEC staff were planning to visit the region to finalise input to the strategic review. The CEO wrote to Jim Limerick, Director General of the Department of Industry and Resources inviting consultation with the Shire during the visit.

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 pursuing mining development to diversify the local economy for a number of years.

Consultation:
Mr Marshall will also be visiting the Shire of Morawa.

Comment:
It is probably timely to discuss our input to the review at the agenda forum.

Voting Requirements: Simple Majority

Officers Recommendation:
That Council suspend standing orders to allow open discussion with Mr Marshall on the Mid West Strategic Review.

Council Resolution
Moved: Cr West Seconded: Cr Reid
A discussion was held between Council and Ross Marshall from the Department of Industry & resources.

Carried 8/0
Executive Summary:
The Wildflower Country Regional Council met on 1 August 2007.

Applicants Submission:
The Minutes of the WCRC are enclosed under separate cover.

Specific developments of interest to Council include:
- Adoption of the WCRC Budget for 2007/2008
- Agreement to investigate the development of a Traffic Management Service Delivery Unit.

Following the August WCRC Meeting there was open discussion of the WCRC Strategic Plan. One of the key issues that emerged from that discussion was the limitation of the existing 4-year establishment agreement. There is further discussion of this issue in the CEO comments.

The July 2007 Minutes were circulated prior to the July Council Meeting but the outcomes of that meeting were not considered by Council. These outcomes include:
- The WCRC will lobby for range of measures to assist with the consequences of the ongoing drought.
- Council will hold a discussion session prior to the formal meeting, similar to the Perenjori Council forum.
- The WCRC agreed to accept a proposal from the Shire of Morawa for a senior position based with the WCRC in lieu of a Deputy CEO at Morawa.
- CR Brenda Heindrich has resigned from the WCRC. Carnamah will now be represented by Cr Di Forsyth.

Background:
Perenjori is one of the seven members Council that comprise the WCRC. The WCRC also dealt with other matters of an operational compliance nature.

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:
Establishing regional service delivery arrangements is one of the key expectations of the WCRC, and the Morawa proposal should be seen in this context. The position will primarily deal with compliance matters, so there we may have occasion to make use of these services at some point in the future.
Consultation: Nil
Comment: Nil

The following WCRC events will be coming up in the next few weeks:

- Maurice Battilana the WCRC CEO will be addressing Council at 11.45 am during the Agenda Forum prior to the August Ordinary Meeting of Council
- Maurice will conduct a community forum at the Sports Club on Thursday 23rd August 2007 to present the WCRC Strategic Plan to the community.

Future of the WCRC
Following the August WCRC Meeting there was open discussion of the WCRC Strategic Plan. One of the key issues that emerged from that discussion was the limitation of the existing 4-year establishment agreement. This limitation is illustrated by the following examples:

- If the WCRC is successful in establishing one of the proposed service delivery units the longest contract that could be offered to any new staff member is 2 and a half years. This is too short a period to attract quality staff.
- The Stephen Goode report indicated a ten-year time frame before the maximum benefits of the regional council would be realised, and a 5-year break-even point. This means that during the life of the present agreement there is unlikely to be a net financial benefit.
- The Local Government budget cycle is such that many combined initiatives will be dependent on the budget cycles of both member Councils and the WCRC, and there is likely to be a chunk of initiatives at the beginning of each financial year.
- The WCRC performs the regional coordination and lobbying function previously performed by the North Midlands VROC. This cost will not be recovered from service delivery in the short term. It also means that members were not starting from a zero contribution base.

This means that if the WCRC is to be successful that member Councils will need to commit beyond the initial four year period. For some of the regional strategies and regional services under consideration at the moment to proceed Councils will need to commit sooner rather than later.

Each Council presently commits $20,000 per year to the WCRC. This in Perenjori’s case represents 0.6% of Operating Revenue. Given the potential benefits, not least of which is some protection against forced structural reform, it is a worthwhile investment. A portion of this is simply for regional representation and lobbying which would not be recovered directly from service delivery savings.
The CEO recommends that Council move to have the present establishment agreement extended from 4 years to 8 years. This would provide sufficient time for regional service delivery arrangements to be established and thoroughly assessed. Further there have already been approaches from Northampton and Chapman Valley to participate in some regional services. It may be timely to also determine whether other rural local governments in the Northern Country Zone wish to participate as full members of the WCRC.

Voting Requirements:
Simple Majority

Officers Recommendation:
1. That Council notes the outcomes of the July and August 2007 WCRC Meetings
2. That Council commit to membership of the WCRC for a further 4 years;
3. That the CEO write to the WCRC suggesting that the Establishment Agreement be extended for a further 4 years
4. That the WCRC consider whether to invite the Shires of Northampton, Chapman Valley and Irwin to join the WCRC from 2008/2009.

Council Resolution
Moved: Cr Hirsch Seconded: Cr West
1. That Council notes the outcomes of the July and August 2007 WCRC Meetings
2. That Council commit to membership of the WCRC for a further 4 years;
3. That the CEO write to the WCRC suggesting that the Establishment Agreement be extended for a further 4 years
4. That the WCRC consider whether to invite the Shires of Northampton, Chapman Valley and Irwin to join the WCRC from 2008/2009.

Carried 8/0
7087.3  RECRUITMENT OF ENVIRONMENTAL HEALTH OFFICER

APPLICANT:  SHIRE OF PERENJORI
FILE:  0
DISCLOSURE OF INTEREST:  0
AUTHOR:  STAN SCOTT – CEO _______________________
 RESPONSIBLE OFFICER:  STAN SCOTT – CEO _______________________
REPORT DATE:  9 August 2007
ATTACHMENTS:  Nil

Executive Summary:
Our recent advertisement for an Environmental Health Officer had no applications. The possibility of this position being provided by the WCRC has been raised.

Applicants Submission:
The North Midlands Health Scheme has advertised for an Environmental Health Officer, based in Three Springs, to replace Andrea Njoku. No applications have been received.

CEO’s from the member shires have since had discussions with Maurice Battilana, CEO of the Wildflower Country Regional Council. As Elected Members are aware Maurice has been consulting with Environmental Health and Building Officers in the region with a view to setting up a service delivery unit to provide these services across the region.

We have the possibility of the WCRC attempting to recruit an EHO to provide service to the North Midlands Health Scheme in support of Garry Agnew. This would be an intermediate step to setting up the regional unit. It would probably mean an officer based in Geraldton rather than Three Springs.

Background:
The North Midlands Health Scheme services the Shires of Carnamah, Perenjori and Three Springs. The scheme is administered by the Shire of Carnamah, which is also where Garry Agnew, Manager Community Services is based. Andrea Njoku resigned as Environmental Health Officer. So far attempts to find a replacement have been unsuccessful.

At its June Ordinary Meeting Council resolved:

That Council provides in principle support for the formation of the proposed Health and Building Unit, subject to satisfactory resolution of the issues identified.

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 position would be no more expensive than the previous arrangement, except that travel cost would substitute for accommodation costs.

Strategic Implications:
The proposed arrangement is in keeping with the strategic direction for regional service delivery.

Consultation:
The CEO has consulted with the other CEO’s in the health scheme.

Comment:
Within the WCRC region there is the following identified demand for Environmental Health Officers:

- Coorow has a vacancy for a full time officer
- The North Midlands Health Scheme has a vacancy for a full time officer
- Morawa has work available two days per week for an EHO
- Mullewa is presently services from the City of Geraldton Greenough.

In short there is no shortage of work for an EHO. However the expectations of the position in this region is far broader than statutory and compliance matters. The duties include management of the Shire’s building maintenance program, town planning matters and a range of other duties.

There is a state and nation wide shortage of Environmental Health Officers. We are far more likely to secure a suitable candidate based in Geraldton or Dongara than we are in Perenjori, Three Springs or Carnamah. If necessary we can provide support for Garry through a Geraldton based EHO and increased local administrative support. This would provide the capacity for the position to also be utilised by other shires and reduce the cost to Perenjori.

Voting Requirements:
Simple Majority

Officers Recommendation:
That the North Midlands Health Scheme agree to contract environmental health services from the WCRC as support for the Manager Community Services, subject to the WCRC being able to recruit a suitable officer.

Council Resolution
Moved: Cr Benton  Seconded: Cr Reid

That the North Midlands Health Scheme agree to contract environmental health services from the WCRC as support for the Manager Community Services, subject to the WCRC being able to recruit a suitable officer.

Carried 8/0
Executive Summary:
The Minister for the Environment has determined the appeals against the Environmental Protection Authority’s recommendations in relation to the Mt Gibson Iron Ore Mine and Infrastructure Project.

Applicants Submission:
The Minister’s decision includes the following.

- Stage One of the project can proceed;
- An A Class Reserve will be established over Mount Gibson and Mount Gibson South
- The A Class Reserve will not include Extension Hill South, Iron Hill North, Iron Hill East and Iron Hill South, which as I understand it are the most likely areas for future expansion
- Any expansion will be subject to further strict environmental assessment.
- The Minister insists that this is not a precedent for other Banded Iron Formations in the Mid West.

Background:
The following is the chronology of the environmental review of the project:

<table>
<thead>
<tr>
<th>Date</th>
<th>Event</th>
</tr>
</thead>
<tbody>
<tr>
<td>Sept 2004</td>
<td>EPA set the level of assessment for the project as Public Environmental Review</td>
</tr>
<tr>
<td>April 2006</td>
<td>PER released for 6 week review period</td>
</tr>
<tr>
<td>May 2006</td>
<td>Comments period on PER closed</td>
</tr>
<tr>
<td>Nov 2006</td>
<td>EPA releases its report and recommendations</td>
</tr>
<tr>
<td>Dec 2006</td>
<td>Appeals against EPA recommendations (32 Appeals)</td>
</tr>
<tr>
<td>Aug 2007</td>
<td>Minister determines appeals</td>
</tr>
</tbody>
</table>

Following this determination the proponents must:
Shire of Perenjori

Ordinary Meeting

MINUTES

16th AUGUST 2007

- Seek a variation to include the road
- Seek Federal environmental clearance
- Consideration at board level
- Finalise financing arrangements

Statutory Environment:

The Environmental Protection Act 1986 sets out the statutory approvals process.

Policy Implications: Nil

Financial Implications: Nil

Strategic Implications:

The Minister’s decision provides enough certainty for the Extension Hill project to proceed. The reduced area of A Class reserve should provide the proponents with sufficient reassurance to that proving up of resources on the balance of the mining lease will continue.

Consultation:

The Shire of Perenjori was one of the 32 appellants, as were several local residents.

The Shire President, CEO and EDO met with Mt Gibson Iron, Asia Iron and Gindalbie on Monday 6th August. While there are mixed feelings about the decision it appears that the projects will proceed as planned.

Comment:

It will take another 2 to 3 months for the remainder of the permits and approvals to be obtained, and construction is likely to commence early in 2008.

Gindalbie is close to finalising its PER document for its haematite project, and is expecting some resistance from the environmental lobby.

Voting Requirements:

Simple Majority

Officers Recommendation:

That Council notes the outcome of the appeals process.

Council Resolution

Moved: Cr Butler Seconded: Cr Cunningham

That Council notes the outcome of the appeals process.

Carried 8/0

Cr Jennifer Hirsch & Observer Jo Woods left Chambers at 3.13pm.
7087.5 PROPOSED HUMAN RIGHTS ACT

APPLICANT: WALGA / ATTORNEY GENERAL
FILE: 0
DISCLOSURE OF INTEREST: 0
AUTHOR: STAN SCOTT – CEO
RESPONSIBLE OFFICER: STAN SCOTT – CEO
REPORT DATE: 9 August 2007
ATTACHMENTS: WALGA INFORMATION PAGE
Statement of Intent by WA Government

Executive Summary:
The State Government has indicated its intent to introduce a Human Rights Act and has set up a consultative committee to consider submissions.

Applicants Submission:
The proposed Human Rights Act codifies a range of rights as set out in the International Covenant on Civil and Political Rights. These include:

Life and Security
- Right to life
- Protection from torture and cruelty
- Freedom from forced work

Civil and democratic rights
- Freedom of movement
- Protection of privacy and reputation
- Freedom of thought, conscience, religion and belief
- Freedom of expression
- Right of peaceful assembly
- Freedom of association
- Status and protection of families
- Protection of children
- Right to participate in public affairs

Non-discrimination and minority rights
- Right to enjoy human rights without discrimination
- Rights of minorities
Liberty and the Law

- Rights to liberty and security
- Treatment of detained people
- Law and legal proceedings
- Rights in Criminal processes
- Children in criminal processes
- Right not to be tried or punished more than once
- Retrospective criminal Laws

The Bill would impose an obligation on government agencies (including local governments) to observe human rights. The specific requirements of the Bill are:

Section 40 (3)

It is unlawful for a government agency –

(a) to act in a way that is incompatible with a human right; or

(b) in making a decision to fail to give proper consideration to a relevant human right.

Background:

The discussion documents were released in May 2007. In addition to the Statement of Intent included with the Agenda other available documents include the Draft Bill, a full Discussion Paper, and two other booklets inviting public input.

Statutory Environment:

*The Draft Human Rights Bill 2007* sets out the proposed provisions.

Policy Implications: Nil

Financial Implications: Nil

Strategic Implications: Nil

Consultation: Nil

Comment:

The implications for Local Government include:

- All new legislation will be required to include a Human Rights impact statement. This is likely to extend to Local Laws
- The role of the Equal Opportunity Commissioner has been expanded to include promoting public knowledge and respect for human rights.
- The Bill makes provision for Regulations which may have compliance implications.
- The Bill specifically excludes damages or any other pecuniary remedy for a breach of human rights, so there is little likelihood of insurance implications.

The Bill has very laudable objectives. The only real concern is that it may be accompanied by a compliance and reporting regime that will impose costs without advancing the cause of protecting human rights.
Voting Requirements:
Simple Majority

Officers Recommendation:
1. That Council provides in principle support for the Human Rights Bill 2007
2. That Council provide comment to the effect that the implementation should not impose compliance and reporting costs on Local Governments.

Council Resolution
Moved: Cr West   Seconded: Cr Cunningham
That item 7087.5 Proposed Human Rights Act be laid on the table until next meeting.

Carried 7/0
7087.6 SHIRE IDENTITY PROJECT

APPLICANT: SHIRE OF PERENJORI
FILE: 0
DISCLOSURE OF INTEREST: 0
AUTHOR: STAN SCOTT – CEO _______________________
RESPONSIBLE OFFICER STAN SCOTT – CEO _____________
REPORT DATE: 8TH AUGUST 2007
ATTACHMENTS Concept Marketing Proposal

Executive Summary:
Council has budgeted for Shire Branding in this financial year.

Applicants Submission:
Concept Marketing has provided a proposal for the development of a new Shire logo, positioning statement and a suite of supporting stationary.

Background:
As part of the Shire’s strategic plan Council recognised the need to reposition the Shire from its now somewhat dated logo and brand so it is better able to promote its advantages.

Recently a number of other local government organisations in the region have completed similar exercises:

<table>
<thead>
<tr>
<th>Morawa</th>
<th>![Morawa Logo]</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mullewa</td>
<td>![Mullewa Logo]</td>
</tr>
<tr>
<td>WCRC</td>
<td>![WCRC Logo]</td>
</tr>
</tbody>
</table>
We will be seeking a logo that represents the Shire and a positioning statement of a phrase that captures Council’s vision for the future.

**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 budget includes $15,000 for Shire Branding. The proposal from Concept Marketing covers the development of the logo, positioning statement and stationary suite, at a cost of $2,340. The balance of the funds will allow us to translate the new branding information into promotional documents such as presentation folders and the community capability statement.

**Strategic Implications:**

It is important that the Shire brand captures the Shire’s strategic direction.

**Consultation:**

If appointed Concept Marketing will produce some options for consideration. Council may wish to consult with the community on the final choices.

**Comment:** Nil

**Voting Requirements:**

Simple Majority

**Officers Recommendation:**

That Council engage Concept Marketing to undertake the Shire Branding project.

**Council Resolution**

Moved: Cr West  
Seconded: Cr Bensdorp

That Council pass on the Shire Branding project to the Visual Arts Department at the University of Western Australia.

Carried 7/0
7087.7    PROPOSED DEEP DRAIN – MONGERS 16 SUB-CATCHMENT

APPLICANT:        Yarra Yarra Catchment Management Group
FILE:                  0
DISCLOSURE OF INTEREST: 0
AUTHOR:            STAN SCOTT – CEO _______________________
RESPONSIBLE OFFICER  STAN SCOTT – CEO _______________________
REPORT DATE:      9 August 2007
ATTACHMENTS       Letter and overview map from YYCMG
                  Letter re Notice of Intention to drain from Dept of Agriculture and Food

Executive Summary:
YYCMG is proposing a deep drain in the Mongers 16 sub-catchment.

Applicants Submission:
The proposed drain:
- Runs for 20km
- Affects 11 different properties with 5 different owners
- Involves 4 road crossings.
- Will involve some clearing

Background:
The formal NOI process gives Council the opportunity to object to the project. YYCMG is seeking a letter of support.

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:
Council Policy 137 commits Council to contributing $2,000 per road crossing.

Strategic Implications:
The Shire of Perenjori is a member of the Yarra Yarra Catchment Regional Council, which will be responsible for drainage governance.

Consultation:
Each of the landholders and affected neighbours has agreed to the drain.

Comment:
Deep drainage is the primary strategy for battling salinity in the Yarra Yarra catchment.
Voting Requirements:
Simple Majority

Officers Recommendation:
That Council supports the proposed Mongers 16 drainage proposal.

Council Resolution
Moved: Cr Reid  Seconded: Cr Butler
That Council supports the proposed Mongers 16 drainage proposal.
Carried 7/0
The Perenjori Telecentre as a community enterprise is experiencing financial stress as are most small businesses.

**Applicants Submission:**

The Letter from the Telecentre said in part:

*The Telecentre Committee also resolved to approach the Shire of Perenjori to see if the Shire was in a position to support the Telecentre through what is becoming a quite difficult period. There are a number of options that the Shire could consider:*

- Direct financial support;
- Contracted services – the Telecentre could undertake specific tasks on behalf of the Shire, particularly in the area of community development.
- Shire projects – in the last year the Shire organised a family fun day, a ball and several community breakfasts. The Telecentre may be able to assist or arrange such events on the Shire’s behalf.
- Library services – people would be able to access library services whenever they collect their mail.

The Perenjori Telecentre and Post Office is a valuable local service provider. By working with the Shire and other community groups we can enhance the quality of community life in Perenjori. However to continue to do so we need additional support to help see us through our present circumstances.

*The Perenjori Telecentre Committee would welcome any support or suggestions that the Shire may have. I know you are presently a member of the Telecentre Committee, but perhaps one of the Shire Councillors would be interested in joining the committee to increase the Shire’s involvement?*

**Background:**

The Telecentre recently gained Shire support for staff to be available to assist with training courses. The Telecentre has taken the following measures to help overcome its financial challenges:
We have found that we are struggling to generate enough funds to sustain our services and have taken a range of actions to shore up the Telecentre’s financial position. This has included:

- Our present coordinator Nicole Metcalf has resigned. We have used this as an opportunity to reduce the total number of staff hours. The new coordinator will work 25 hours per week, with additional hours dependent on income from new projects and grant funding;
- We have prepared a submission for funding under the Active Aging at The Local Level Initiative, and will be seeking support from Healthway for this proposal as well.
- We will also be seeking finding for a project to provide support for local volunteers.
- We have contacted mining companies seeking financial support.

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 Telecentre has not indicated what level of funding would be needed, but there is no specific budget allocation for support for the Telecentre.

Strategic Implications:

The Telecentre is a valuable community based agency and it is important that the service be maintained.

Consultation:

The CEO is a member of the Telecentre committee. The committee when it raised the question of Shire support was encouraged to identify specific activities that it could perform for the Shire on a fee for service basis.

Comment:

The Shire of Perenjori does not presently have a dedicated community development officer, and these activities are generally peripheral to other duties. The proposal to perform some such activities on behalf of the Shire does hold some attraction. If the drought assistance package is repeated this year the Telecentre would be well placed to coordinate community events.

There are two fundamental problems to be resolved:

- The lack of operating capital
- The lack of ongoing income.

The following rescue package is suggested:

**Operating Capital**

- That the Telecentre be provided with a one off grant of $5,000 from the Community Amenities Reserve
That the Telecentre be offered a $5,000 loan from the Local Group Interest Free Loan Reserve, with repayments deferred until July 2010, then repayable over 2 years

**Operating Revenue**

- That the CEO negotiate a service delivery agreement with the Telecentre for a range of community development activities for an annual fee of $5,200 plus GST, paid in two equal instalments.

**Voting Requirements:**

Absolute Majority (unbudgeted expenditure)

**Officers Recommendation:**

That Council approve the proposed rescue package.

That Elected Members determine whether to take up the invitation to participate on the Telecentre Committee.

**Council Resolution**

Moved: Cr Benton       Seconded: Cr Reid

That Council approve the proposed rescue package.

That Elected Members determine whether to take up the invitation to participate on the Telecentre Committee.

Carried 7/0
7087.9  NATIVE SEED COLLECTING PERMIT

APPLICANT: ALAN GELLATLY
FILE: 0
DISCLOSURE OF INTEREST: 0
AUTHOR: STAN SCOTT – CEO
RESPONSIBLE OFFICER: STAN SCOTT – CEO
REPORT DATE: 8 AUGUST 2007
ATTACHMENTS: Letter from Mr Gellatly

Executive Summary:
Mr Gellatly is seeking permission to collect native seeds from Shire reserves and road verges, not including town sites.

Applicants Submission:
Mr Gellatly has previously been a licensed seed collector between 2001 and 2004 in the Geraldton and Perenjori areas. He would also have the necessary license from DEC that has strict conditions relating to the method of collection.

Background:
Mr Gellatly advises that he would be collecting seed for various varieties of Eucalypts, Acacias, Hakeas, Banksias, Allocasuarinas, Melaleucas, Calothamnus, Santalun Spictatum and Grevilleas. He would collect no more than 20kg of seed for any one variety, and no more than half the seed from any individual specimen.

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 a policy to prevent commercial collection of wildflowers but this would not extend to seed collecting.

Financial Implications: Nil

Strategic Implications:
Mr Gellatly is now resident in Perenjori and would supplement local employment.

Consultation: Nil

Comment:
Mr Gellatly has previously been licensed to collect seed within the Shire of Perenjori, and there is no change in circumstance that would make this activity less desirable.

Voting Requirements: Simple Majority

Officers Recommendation:
That Council permit Mr Alan Gellatly to collect seeds on reserves vested in the Shire, subject to the applicant obtaining the necessary license.
Council Resolution

Moved: Cr Benton  Seconded: Cr Bensdorp

That Council permit Mr Alan Gellatly to collect seeds on reserves vested in the Shire, subject to the applicant obtaining the necessary license.

Carried 4/3
Executive Summary:
Local Governments are required to advertise their schedule of meetings at least once per year.

Applicants Submission:
The proposed meeting dates and times for the next 12 months are set out below.

Background: Nil

Statutory Environment:
Local Government (Administration) Regulations – Reg 12 sets out the need for Local Public Notice of the date time and venue of Ordinary Councils meetings.

Policy Implications: Nil

Financial Implications: Nil

Strategic Implications: Nil

Consultation: Nil

Comment:
Council meetings have been held in the past on the third Thursday of the months, and the proposed schedule reflects this practice. The gazetted public holidays for 2007/08 are as follows:

Queen's Birthday Monday 1st October
Christmas Day Tuesday 25th December
Boxing Day Wednesday 26th December
New Year’s Day Tuesday 1st January
Australia Day Monday 28th January
Labour Day Monday 3rd March
Good Friday Friday 21st March
Easter Monday Monday 24th March
Possible variations to the Third Thursday of each month at 1.00pm are as follows:

- Council does not generally meet in January.

**Voting Requirements:**

Simple Majority

**Officers Recommendation:**

The Council agree to and advertise through Local Public Notice the following schedule of meetings for 2007/2008 to be held in the Shire of Perenjori Council Chambers.

<table>
<thead>
<tr>
<th>Date</th>
<th>Time</th>
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<tbody>
<tr>
<td>16th August 2007</td>
<td>1.00 pm</td>
</tr>
<tr>
<td>20th September 2007</td>
<td>1.00 pm</td>
</tr>
<tr>
<td>18th October 2007</td>
<td>1.00 pm</td>
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<tr>
<td>15th November 2007</td>
<td>1.00 pm</td>
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<tr>
<td>20th December 2007</td>
<td>1.00 pm</td>
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<tr>
<td>21st February 2008</td>
<td>1.00 pm</td>
</tr>
<tr>
<td>20th March 2008</td>
<td>1.00 pm</td>
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<tr>
<td>17th April 2008</td>
<td>1.00 pm</td>
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<tr>
<td>15th May 2008</td>
<td>1.00 pm</td>
</tr>
<tr>
<td>19th June 2008</td>
<td>1.00 pm</td>
</tr>
<tr>
<td>17th July 2008</td>
<td>1.00 pm</td>
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</tbody>
</table>

**Council Resolution**

Moved: Cr West  
Seconded: Cr Butler

The Council agree to and advertise through Local Public Notice the following schedule of meetings for 2007/2008 to be held in the Shire of Perenjori Council Chambers.

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<tbody>
<tr>
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</table>
20th March 2008  1.30 pm
17th April 2008  1.30 pm
15th May 2008   1.30 pm
19th June 2008  1.30 pm
17th July 2008  1.30 pm

Carried 7/0
7088 OTHER BUSINESS

PERENJORI AGRICULTURAL SHOW

Council Resolution

Moved: Cr West Seconded: Cr Butler

That Council congratulate the Perenjori Agricultural Society and volunteers on holding a great show.

Carried 7/0

7088.1 INFORMATION BULLETIN – TABLED IN THE COUNCIL CHAMBERS

Nil

7088.2 MOTIONS OF WHICH DUE NOTICE HAVE BEEN GIVEN

Nil

7088.3 QUESTIONS BY MEMBERS OF WHICH DUE NOTICE HAS BEEN GIVEN

Nil

7088.4 URGENT BUSINESS APPROVED BY THE PERSON PRESIDING OR BY DECISION

Nil

7088.5 MATTERS BEHIND CLOSED DOORS

Nil

7088.6 DATE OF NEXT MEETING / MEETINGS

Next meeting will be held 20th September 2007.

7088.7 CLOSURE

There being no further business the meeting was closed at 3.35pm.

I certify that this copy of the Minutes is a true and correct record of the meeting held on 16th August 2007.

Signed: ________________________

Presiding Elected Member

Date: _________________________