
Shire of Perenjori
MINUTES**Ordinary Council Meeting**

To be held in the Shire of Perenjori Council Chambers, Fowler Street, Perenjori on
Thursday 20th December 2007, to commence at 1.30PM.

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7121 PRELIMINARIES**7121.1 DECLARATION OF OPENING AND ANNOUNCEMENT OF VISITORS**

The Chairman declared the meeting open at 3.35 pm.

7121.2 OPENING PRAYER

Cr Baxter led Council in the opening prayer.

7121.3 DISCLAIMER READING

Nil

7121.4 RECORD OF ATTENDANCE, APOLOGIES AND LEAVE OF ABSENCE

Present:	Cr B T Baxter
	Cr I F West
	Cr R A Benton
	Cr G K Reid
	Cr J H Hirsch
	Cr L C Butler
	Cr J A Bendsdorp
	Cr J R Cunningham
	Cr C R King

CEO	S Scott
MCS	G Agnew
EHO	R Latham
Works Supervisor	K Markham
EDO	P Cleaver

Minute Takers	L Leopold
	D Reid

Visitors	J Wood
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7121.5 PUBLIC QUESTION TIME

Nil

7121.6 PETITIONS / DEPUTATIONS / PRESENTATIONS

9.30am	Ray Hadlow – Mansell PTY LTD Briefing for Grants Commission hearing Submission
1.30pm	Dr Jeff Turner, Bob Paul, Chris Boyes and Mark Pridham RTP Liquid Assets Program

7121.7 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.

7121.8 APPLICATIONS FOR LEAVE OF ABSENCE

Nil

7121.9 CONFIRMATION OF MINUTES

Minutes of Ordinary meeting of Council held 15th November 2007.

Council Resolution

Moved: Cr West

Seconded: Cr King

That the minutes of Council meeting held 15th November 2007 be accepted as a true and correct record.

CARRIED: 9/0

Minutes of the Special meeting of Council held 28th November 2007 are attached.

Council Resolution

Moved: Cr Butler

Seconded: Cr Cunningham

That the minutes of Special meeting held 28th November 2007 be accepted as a true and correct record.

CARRIED: 9/0

7121.10 ANNOUNCEMENTS BY PERSON PRESIDING WITHOUT DISCUSSION

Nil

7121.11 MATTERS FOR WHICH MEETING MAY GO BEHIND CLOSED DOORS

Nil

7122 ECONOMIC DEVELOPMENT REPORT

A full economic development report is included in the Economic Development Committee Agenda.

Recommendations from the Committee will be tabled at the Council meeting.

7122.1 AQUACULTURE PROJECT

APPLICANT:	SHIRE OF PERENJORI
FILE:	0
DISCLOSURE OF INTEREST:	0
AUTHOR:	PHIL CLEAVER - EDO _____
RESPONSIBLE OFFICER	PHIL CLEAVER - EDO _____
REPORT DATE:	12 December 2007
ATTACHMENTS	Large overview

Executive Summary:

Aquaculture project is ready to proceed to construction of 'fish nursery' in first quarter of 2008, subject to Federal funding.

Applicants Submission:

The EDO has identified a number of potential suppliers of tanks and equipment. However oversight provided by education institutions and Batavia maritime research institute in particular has resulted in substantial cost savings and professional oversight by Mr Greg Reid from that institution. Mr Reid played a significant role in setting up the infrastructure at the Batavia facility. Mr Reid will visit Perenjori and carry out sight inspection chalk out location of tanks pipes filters power boards etc., in the early part of the new year

The anticipated cost of infrastructure and installation is between \$28,500 and \$32,000 depending on pumps chosen filter medium cost & so forth. The design and layout will be considered by Council at its February meeting.

Water was to be drawn from Caron Dam, but lack of rain and draw down for road works has depleted that supply, and what remains may not be suitable for use in aquaculture. An alternative source of cheap water has been located by the EDO at a nearby property which has tested as suitable for initial filling.

Background:

Although a number of farmers in Western Australia have been successful in producing small quantities of species in saline groundwater, the technology used to produce these fish typically yields less than 1-3 tonnes/ha, a yield not considered commercially viable. Furthermore, preliminary research by the writer and others has shown these extensive production systems to be unsuitable for higher value fish species. The major obstacles faced by farmers using open-ponds include difficulties observing, monitoring and harvesting the stock, predation on stock by birds and, most importantly, the eutrophication of the water through nutrients from uneaten feed and fish waste. This eutrophication typically limits pond yields to 1-5 tonnes/hectare – particularly for marine fish and when water exchange rate through the pond is low, as is typically the case in inland saline aquaculture ponds. As nutrient input into the

pond increases, so does the strength of algal blooms, which can strip oxygen from the water at night and subsequently causes fish kills. Such kills are common with aquaculture ventures in Wheatbelt.

A crucial step in developing a viable industry is, therefore, the identification and evaluation of appropriate production technology that will enable intensive fish production, i.e. similar to intensive piggery or poultry farms. Without such technology the industry will remain, at best, a hobby or cottage industry. The need to discover an appropriate technology is also supported at a national level, and we formed have close associations with researchers in other states as well as various institutions here. Shire has received visits and data on the hub& spoke concept and all agree we are using the correct logic and approach.

That is an education /research facility then grow out units tied to that location and the formation and co-writing of a practical and workmanlike teaching programme for farmers to acquire the correct and real world knowledge and brood stock locally

Risk is very minimal and Agric and others are supporting this whole heartedly and hopefully will throw more funding at it for stage two beyond the initial \$50,000

Commercial partners have indicated they can absorb all that we can initially produce which assist local potential growers work with the shire to test innovation and risk in the safest and most expedient manner possible.

Funding under various programs flows to the shire for farmers to access this facility. Thus there is a pay back element now for the shire. Precise figures are determined by type of training and attendees.

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 has obtained a \$50,000 grant from the Mid West Development Commission, and we will be seeking matching funds from the Regional Partnerships Program. This will bring the project in line with Council's budget.

Strategic Implications:

The aquaculture project is part of the Shire's diversification strategy and attracted interest in our presentation to the Cabinet Standing Committee on Regional Policy.

Consultation:

This project has attracted strong interest from government and academia. This creates the possibility of combining fish production with education and training which helps multiply the benefits for Perenjori. This project has involved extensive consultation with interested parties including:

Project Partners

Curtin University Aquatic Studies (development of hub and spoke, layered tank model)

Batavia Coast Maritime Research Institute (assistance with design/development of infrastructure)

DAFWA – Food Division (assistance with supply chain development)

Stakeholders

FishWA (industry oversight)

University of WA (curriculum development and participation)

DAFWA – Agriculture Division (Lupin and grains research – fish food)

Supply Chain

There has been strong interest from Multaga, a major fish exporter, particularly in scampi.

Comment:

We will be pursuing a grant from the Regional Partnerships program to match state funding, and there are strong indications of in kind support from government agencies and tertiary institutions. The Minister for Regional Development has offered to arrange a meeting between key people from Perenjori, with an existing aquaculture venture in Mount Barker. The CEO has suggested that this meeting be scheduled for February 2008.

Voting Requirements:

Simple Majority

Officers Recommendation:

That Council note the progress of this project, and in particular proposed installation of infrastructure in the first quarter of 2008.

Committee Recommendation:

Moved: Cr Bendsdorp

Seconded: Cr Butler

That Council note the progress of this project, and in particular proposed installation of infrastructure in the first quarter of 2008.

That the CEO / EDO arrange a letter drop seeking interest in the aquaculture and other Economic Development Projects.

CARRIED: 6/0

Council Resolution:

Moved: Cr West

Seconded: Cr Bendsdorp

That Council note the progress of this project, and in particular proposed installation of infrastructure in the first quarter of 2008.

That the CEO / EDO arrange a letter drop seeking interest in the aquaculture and other Economic Development Projects.

CARRIED: 9/0

7122.2 HOUSING PROJECT

APPLICANT:	SHIRE OF PERENJORI
FILE:	0
DISCLOSURE OF INTEREST:	0
AUTHOR:	PHIL CLEAVER - EDO
RESPONSIBLE OFFICER	PHIL CLEAVER - EDO
REPORT DATE:	12 December 2007
ATTACHMENTS	Plans and CD

Executive Summary:

Project is progressing and construction of prototypes should proceed this financial year. Significant potential for commercialisation of the flat packed housing concept.

Applicants Submission:

This project is generating significant interest and activity. The next steps include:

Finalising agreement with UWA. We have agreement with UWA that the intellectual property is shared between UWA and the Shire of Perenjori. This agreement needs to be formalised and the form of agreement is currently under consideration by the UWA board.

Completion of final design work on prototypes. UWA has engaged Daniel Bubnich, a student (now graduated) who was responsible for one of the selected designs. Council is requested to make funds available from the housing budget towards the cost of his employment. (\$9,600 for two months)

Identifying potential manufacturers for the construction of the components. The EDO is meeting with potential suppliers on 2 January 2008 to test interest and capability. We will need to formally advertise for expressions of interest to satisfy probity requirements.

Agreements with mining companies. Gindalbie has expressed interest in leasing 5 houses for 15 years in Perenjori. Mount Gibson has indicated that it will also consider 5 year leases on Perenjori properties for its staff. The EDO has scheduled a meeting with Asia Iron on 2 January 2008 to explore the possible application of this model to Extension Hill.

Community engagement with universities. An exciting feature of our collaboration on the housing project has been the visits by students to engage with the Perenjori community. This model can be extended to other faculties and universities. There has been interest from Murdoch in student projects involving civil, optical and mechanical engineering students to work on a solar power project.

Other building and landscape projects. This year students have produced designs for redevelopment of the Shire hall, a purpose built 'environment centre' main street

revitalisation and flat packed gardens. In due course a selection of these plans will be put to Council for consideration for future planning.

Background:

We are into the second year of a long term collaboration with the UWA School of Architecture, Landscape and Fine Arts.

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 has allocated \$250,000 to the construction of two 2 bedroom units. It is proposed to make \$9,600 of the project funds available to UWA to complete the prototype design.

A funding application for \$430,000 to expand the project to include 2 x 4 bedroom houses is pending.

Strategic Implications:

Council identified the availability of land and housing as a key priority in its strategic plan.

Consultation:

The housing project has attracted extensive interest. Last week The CEO, EDO and Shire President met with Satterly Land Development, and they expressed interest in including flat packed houses as one of the options for future land developments.

Comment:

With the huge national and state interest in affordable housing the potential for this project is enormous.

Voting Requirements:

Simple majority

Officers / Committee Recommendation:

That \$9,600 from the housing project go towards UWA salaries costs.

That the EDO be authorised to work with potential manufacturers on commercialisation opportunities.

That we seek to advertise for commercial partners for the houses as soon as IP Agreement with UWA is finalised.

Council Resolution:

Moved: Cr King

Seconded: Cr West

That \$9,600 from the housing project go towards UWA salaries costs.

CARRIED: 9/0

Moved: Cr Reid

Seconded: Cr Cunningham

That the EDO be authorised to work with potential manufacturers on commercialisation opportunities.

CARRIED: 9/0

Moved: Cr Butler

Seconded: Cr Hirsch

That Council seek to advertise for commercial partners for the houses as soon as IP Agreement with UWA is finalised.

CARRIED: 9/0

7122.3 PROPAGATION NURSERY

APPLICANT:	SHIRE OF PERENJORI
FILE:	0
DISCLOSURE OF INTEREST:	0
AUTHOR:	PHIL CLEAVER - EDO _____
RESPONSIBLE OFFICER	PHIL CLEAVER - EDO _____
REPORT DATE:	12 December 2007
ATTACHMENTS	nil

Executive Summary:

Council has budgeted for development of a nursery, and we need to identify a suitable location for this facility.

Applicants Submission:

The EDO has discussed the possibility of mining companies supporting a local plant nursery for propagating local species for rehabilitation purposes and has received a strong indication of support, including access to free seed. In order to pursue funding and establish the nursery we need to identify exactly where it would be located.

The new Federal government has given clearer indications of addressing climate change and carbon trading. The primary industry policy is very strongly weighted towards adaptation to climate change. As a result there is likely to be increased demand from agricultural enterprises for tree stock and perennials.

The mining industry will be faced with both rehabilitation needs and carbon offsetting, again with strong potential demand.

Background:

The nursery project was identified in the Shire 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: Nil

Strategic Implications:

The proposed nursery contributes to the strategic goals of maximising local benefits from mining and diversifying agriculture.

Consultation:

Nil

Comment:

Land will eventually become available in the light industrial area, but that may not be soon enough. Another alternative is Council's rural lot in Carnamah Road.

Voting Requirements:

Simple Majority

Officers Recommendation:

That Council identifies a site for the proposed nursery.

Committee Recommendation:

Moved Cr Butler, seconded Cr Bendsdorp

1. That Council considers the following sites for the proposed nursery:
 - Council owned land adjacent to the Lyle Kuhne Arboratum
 - SW of the new CBH site
 - One of the proposed new industrial lots in England Crescent.
2. That Council advertise for joint venture partners for the nursery
3. That Council follow up with CBH for water harvesting from the old CBH site

CARRIED 6/0

Council Resolution:

Moved: Cr Butler

Seconded: Cr Hirsch

That Council identifies a site for the proposed nursery.

CARRIED:9/0

Moved Cr King

Seconded Cr Butler

1. **That Council considers the following sites for the proposed nursery:**
 - **Council owned land adjacent to the Lyle Kuhne Arboratum**
 - **SW of the new CBH site**
 - **One of the proposed new industrial lots in England Crescent.**
2. **That Council advertise for joint venture partners for the nursery**
3. **That Council follow up with CBH for water harvesting from the old CBH site**

CARRIED 9/0

7122.4 OTHER BUSINESS

It was proposed that the Economic Development Committee would be the appropriate vehicle for considering suggestions from the Townscape Committee.

It was proposed that Council consider a photo competition or photo night to gather images of the town and shire for promotional purposes.

Council Resolution:

Moved: Cr Bendsorp Seconded: Cr Cunningham

It was proposed that the Economic Development Committee would be the appropriate vehicle for considering suggestions from the Townscape Committee.

CARRIED: 9/0

Moved: Cr King Seconded: Cr West

It was proposed that Council consider a photo competition or photo night to gather images of the town and shire for promotional purposes.

CARRIED: 9/0

7123 FINANCE

7123.1 MONTHLY STATEMENT OF FINANCIAL ACTIVITY

APPLICANT: Deputy Ceo
FILE: 0
DISCLOSURE OF INTEREST: 0
AUTHOR: Domenica Curtin
RESPONSIBLE OFFICER: Domenica Curtin
REPORT DATE: 13th December 2007
ATTACHMENTS: Nil

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. A report detailing the variances is also included.

Statutory Environment: N/A
Policy Implications: N/A
Financial Implications: N/A
Strategic Implications: N/A
Consultation: N/A

UHF Haines Norton

Voting Requirements: Simple Majority

Officers Recommendations:

1. That the Statement of Financial Activity for the period ended 30th November 2007 including report on variances be accepted as presented.
2. That the Finance Report for the period ended 30th November 2007 be accepted as presented.
3. That the Acquisition of Assets Report for the period ended 30th November 2007 with a balance of \$346,979.59 as presented be received.

4. That the Reserves Report for the period ended 30th November 2007 with a balance of \$959,753.00 as presented be received.
5. That the Net Current Assets report for the period ended 30th November 2007 as presented be received.
6. That the balances of the Municipal Fund of \$348,096.99, the Term Deposit of \$575,817.19 and the Trust Fund of \$216,318.48 as at 30th November 2007 as presented be received.
7. That the Sundry Creditors Report for the period ended 30TH November 2007 with a balance of \$68,375.25 as presented be received.
8. That the Sundry Debtors Report for the period ended 30th November 2007 with a balance of \$29,076.12 as presented be received.
9. That the Accounts for payment for the Municipal Account consisting of Cheque Numbers 16087 to 16150 and EFT Numbers 239 to 272 for \$241,671.74 and the Trust Account consisting of EFT number 15383632 for \$200.00 for the period ended 30th November 2007 as presented be accepted.
10. That the Rates Outstanding Report for the period ended 30th November 2007 with an outstanding balance of \$52625 be presented as received.

Moved: Cr West

Seconded: Cr Hirsch

That items 1-10 relating to the Statement of Financial activity for period ended 30th November 2007 be accepted as presented.

CARRIED: 9/0

7123.2 BAD DEBTS WRITE OFF

APPLICANT: Deputy Ceo
FILE: 203.03
AUTHOR: Domenica Curtin
RESPONSIBLE OFFICER: Domenica Curtin
REPORT DATE: 26th November 2007
ATTACHMENTS: Nil

Executive Summary:

Councils Debt Collection Agency - Austral Mercantile Collections have informed that despite all efforts they are unable to locate outstanding debtor Janine Donald and closing the file. If any further information arises, the file will re-open.

Janine Donald has an outstanding debt for rental of shire housing (106 Livingstone Street) from December 2003. The debtor has been actively pursued since then but to no avail.

- Janine Donald – Rent \$952.55
N/A

Statutory Environment:

Policy Implications:

Policy Number 151 – Reminder letter be sent 21 days after original account, allowing 7 days to settle or make arrangements to clear debt; After 28 days further letter stating legal action will commence if unresolved within 7 days; After 35 days sent to debt collectors.

Financial Implications:

04008 Bad Debts Expense has a budget allocation of \$1500.00
N/A

Strategic Implications:

Consultation:

Austral Mercantile

Voting Requirements:

Simple Majority

Officers Recommendation:

That Outstanding debtor Janine Donald \$952.55, be written off as a bad debt.

Council Resolution:

Moved: Cr King

Seconded: Cr Hirsch

That Outstanding debtor Janine Donald \$952.55, be written off as a bad debt

CARRIED: 9/0

7123.3 CHALETS COSTING

APPLICANT: Deputy Ceo
FILE: 203.03
AUTHOR: Domenica Curtin
RESPONSIBLE OFFICER Domenica Curtin
REPORT DATE: 26th November 2007
ATTACHMENTS Nil

Executive Summary:

The Committee asked at its previous meeting for a complete costing of the upgrade of the Chalets at the Caravan Park.

Summary Costing:

Wages	\$ 92,066
Plant	\$ 1,355
Materials	\$113,707
Furnishings	\$ 22,773
Total	\$229,901

A full detailed costing is attached in the Finance Agenda for financial years 2005/06 to 2007/08.

Statutory Environment:

N/A

Policy Implications:

N/A

Financial Implications:

Budget 2005/06	\$ 50,000
Budget 2006/07	\$ 79,752
Budget 2007/08	\$ 65,000
Total	\$194,752

Income is already generating for the Chalets – currently actual income to 14/12/07 of \$14,800 already exceeds budgeted income (for the year) of \$13,000.

One chalet has also been rented on a full time basis for a year.

Strategic Implications:

N/A

Voting Requirements:

Simple Majority

Officers Recommendation:

For Council information

7124 HEALTH BUILDING & PLANNING

7124.1 DECEMBER 2007 ~ INFORMATION BULLETIN

1. BUILDING INDUSTRY INFORMATION FORUM

The MCS and EHO/BO attended an Information Forum in Geraldton on 28 November 2007. The purpose of the Forum was to provide information and feedback opportunities on:

1. New rules relating to the building approval process
2. Retrospective approvals
3. Practitioner qualifications
4. Reviews of building industry legislation
5. Creation of a Building Commission

Council is advised that the Local Government (Miscellaneous Provisions) Amendment Bill 2005 has been given Royal Assent by Parliament and is to be gazetted on the 1 January 2008.

The transitional arrangements for Building Surveyor appointments and qualifications are outlined in the **Attachment** (Appendix Two) to this item.

2. ZERO WASTE PLAN (ZWP)

The MCS attended a Zero Waste Plan (ZWP) Workshop in Geraldton during the month run by the WA Local Government Association and the Department of Environment and Conservation (DEC); it was one of a series of Workshops held throughout the State.

The Outline of the Workshop covered areas that included:

- Introduction to ZWP's
- Strategic Waste Management Plans
- ZWP Matrix
- Community participation
- How to develop a ZWP
- Scope of Works for ZWP's
- Outline of process once a ZWP has been developed

The MCS will be coordinating with Maurice Battilana CEO MWRC on the development of a Zero Waste Management Plan for the NMHS Shires in conjunction with the Mid West Regional Council member Shires.

The Minister for the Environment; Climate Change; Peel officially released Phase 2 of the *Zero Waste Plan Development Scheme* on the 10 September 2007 to assist Councils to prepare strategic waste management plans. Under this phase of the Scheme, approximately \$2.3 million will be available to local governments across the State. In accordance with the Ministerial Conditions published in the Government Gazette Zero Waste Management Plans must be submitted to DEC by **14 March 2008**.

In order to maximise available resources and promote a regional approach to waste management, local governments are encouraged to form partnerships and work collaboratively to develop regional.

3. LOT 143 LIVINGSTONE STREET PERENJORI

Council will recall endorsing the service of a Notice under the Health Act 1911 at its October 2007 Meeting declaring the house at lot 143 Livingstone Street "Unfit for Human Habitation" due to uncleanliness and want of repair.

The house was formally declared Unfit for Human Habitation by the posting of a Notice on the front door on the 1st November 2007. A copy of that Notice was sent to the owner Cherrie Patricia Dunstan of 143 Livingstone Street Perenjori.

The following mortgagee in possession advice has since been received from Keystart Home Loans Ltd.

Property: 6 Livingstone Street (lot 143) Perenjori.

Owner's name: Dunstan C.P.

With reference to the above property we wish to advise that Keystart Loans Ltd has taken possession as of 27/11/2007.

Please forward any outstanding and current accounts to the address below:

Keystart Loans Ltd

Attention: MIP Administration Officer

PO Box 7668

Cloisters Square

Perth WA 6850

7124.2 NORTH MIDLANDS HEALTH SERVICE

APPLICANT:	NORTH MIDLANDS HEALTH SERVICE
FILE:	301.11
DISCLOSURE OF INTEREST:	0
AUTHOR:	DOMENICA CURTIN – DEPUTY CEO
RESPONSIBLE OFFICER	DOMENICA CURTIN – DEPUTY CEO
REPORT DATE:	13 DECEMBER 2007
ATTACHMENTS	North Midlands Health Scheme Minutes - follow

Executive Summary:

A meeting of the North Midlands Health Scheme was held on 16th November to discuss the proposal to employ Mr Garry Agnew (Manager of Community Services) through the Midwest Regional Council.

Applicants Submission:

Mr Agnew's contract is due to be renewed in May 2008 and if all Councils are agreeable he will be employed by the Mid West Regional Council from that date. His duties will not change as he in conjunction with Mr Rob Latham will still be responsible for Perenjori, Carnamah and Three Springs Shires.

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:

All 3 shires will be presenting this item to their individual Council for agreement.

Comment:

The employment of both Health officers through the MWRC will only change the administration of the employment arrangements. The service arrangements will remain the same.

Voting Requirements: Simple Majority

Officers Recommendation:

That Council agrees to request the Mid West Regional Council to supply the services of a Manager of Community Services, (Mr. Garry Agnew) to the North Midlands Health Scheme subject to the following conditions:

1. Mr. Agnew is contracted exclusively to the North Midlands Health Scheme
2. Mr. Agnew can report directly to the North Midlands Health Scheme CEO's rather than via the Mid West Regional Council CEO
3. Subject to Council agreeing with the Service Plan to be presented by the Mid West Regional Council.

Council Resolution:

Moved: Cr Hirsch

Seconded: Cr Bendsorp

That Council agrees to request the Mid West Regional Council to supply the services of a Manager of Community Services, (Mr. Garry Agnew) to the North Midlands Health Scheme subject to the following conditions:

- 1. Mr. Agnew is contracted exclusively to the North Midlands Health Scheme**
- 2. Mr. Agnew can report directly to the North Midlands Health Scheme CEO's rather than via the Mid West Regional Council CEO**
- 3. Subject to Council agreeing with the Service Plan to be presented by the Mid West Regional Council.**

CARRIED: 9/0

7124.3 SETTLEMENT OF TENDER – LOT 14 BRITT STREET LATHAM

APPLICANT: N. P. ROYAL
FILE: LOT 14 BRITT STREET LATHAM
DISCLOSURE OF INTEREST: NIL
AUTHOR: GARRY AGNEW -MCS _____
RESPONSIBLE OFFICER GARRY AGNEW - MCS _____
REPORT DATE: 12 DECEMBER 2007
ATTACHMENTS Nil

Executive Summary:

Council is asked to consider a request from Mr. N. P. Royal to not proceed with a demand for settlement of successful tender to purchase Lot 14 Britt Street Latham.

Background:

The Shire of Perenjori placed an advertisement in the Sunday Times on the 15 October 2006 and the Perenjori Bush Telegraph on the 3 & 17 October 2006 calling for Tenders for the purchase of house and land at Lot 14 Britt Street Latham.

At its November 2006 Meeting Council accepted a Tender of \$14,000.00 from N.P. & R.B. Royal.

Council resolution:

The Tender for \$14,000.00 from N.P. & R.B. Royal of PO Box 28 Latham for the purchase of 14 Britt Street Latham is accepted.

Peter Groom Settlements of 16 Chapman Road Geraldton was appointed Council's Settlement Agent to finalise the sale of the property.

Peter Groom Settlements has had difficulty finalising the sale as N. Royal did not respond to their correspondence. The consequence being that the following was sent to Mr. & Mrs. Royal on the 26 November 2007.

Dear Mr. & Mrs. Royal

RE: LOTS 301 & 300 (14) BRITT STREET, LATHAM

Further to our previous requests for payment and my telephone conversation with Niki on the 20th November 2007.

Under instruction of the Shire of Perenjori, we hereby request that settlement be finalised forthwith.

Should settlement not be completed by the 14 December 2007, the Shire will consider their Legal Options.

Please contact this office to advise of your intentions.

Yours faithfully

Peter Groom

Principal

PETER GROOM SETTLEMENTS

In response to the above letter the following has been received from N.P. Royal.

*N.P. & R.B. Royal
PO Box 28
LATHAM WA 6616
0429118458*

*Perenjori Shire
PO 22,
PERENJORI, WA 6620*

I have received a letter from P Groom Settlement Agents, acting under your instructions, requesting settlement on lots 301 and 300, 14 Britt St, Latham. In reply to this letter, I am writing to Council seeking reversal on my successful tender for the property.

As you are aware of seasonal conditions over the last two years, my business, like, other businesses and farmers within this shire have had to make financial, structural and workplace adjustments in an attempt to meet my commitments, therefore a reversal of this tender would be much appreciated as opposed to another financial commitment, during these trying seasonal conditions.

I am willing to meet with Council or a representative of Council to discuss and seek a resolution to this matter. I apologise for any inconvenience that this may have caused.

Please do not hesitate to contact me regarding this matter.

*Yours sincerely
NP Royal*

Comment:

Council is informed that the MCS has discussed the matter with Peter Groom of Peter Groom Settlements and advises as follows:

- The formal submission and acceptance of a Tender is a 'legal contract of sale'.
- N.P. Royal accepted the contract.
- Peter Groom Settlements has confirmation from the Country Housing Authority that a Bank Loan of \$14,000.00 has been approved to N. & P. Royal for the purchase of lot 14 Britt Street.
- The outstanding balance of funds (fees and charges) required from N.P Royal to finalise the sale is only \$2,110.25.
- A condition of sale of land for late settlement is 9% of the purchase price per day.
- Should Council demand settlement and in the event of default by the purchaser a Solicitor will need to be involved to enforce the sale and all costs for such will be the responsibility of the defaulting purchaser.

Statutory Environment:

Joint Form of General Conditions for Sale of Land – Real Estate Institute of WA & Law Society of WA.

Policy Implications:

Nil

Financial Implications:

Council has included the anticipated \$14,000.00 from the sale of 14 Britt Street as income in its 2006/07 Budget.

The process has already cost Council in terms of tender advertising.

Strategic Implications:

Should Council agree to the cancellation of this Tender Contract it must then decide on the future of lot 14 Britt Street Latham.

Voting Requirements:

Simple Majority

Officers Recommendation:

That:

N.P. & R.B. Royal of PO Box 28 Latham is to be advised that Council expects the accepted Contract of Sale of 14 Britt Street Latham, as per accepted Tender No. 4/2006, is to be settled prior to the 21 December 2007.

Failing settlement within that time frame the CEO is authorised to commence legal action for *default of contract* pursuant to the Default provisions as specified in the Joint Form of General Conditions for the Sale of Land.

Council Resolution:

Moved: Cr Benton

Seconded: Hirsch

That the Contract be allowed to lapse between the Shire of Perenjori and N P Royal, with no further cost to Council.

CARRIED: 8/1

Moved: Cr Butler

Seconded: Hirsch

That the Shire of Perenjori re-advertises Lot 14 Britt Street Latham for sale.

CARRIED: 9/0

7125 PLANT & WORKS

7125.1 VEHICLE AND PLANT TENDERS

APPLICANT:	WORKS SUPERVISOR
FILE:	111.01
DISCLOSURE OF INTEREST:	0
AUTHOR:	KEN MARKHAM – WORKS SUPERVISOR
RESPONSIBLE OFFICER	KEN MARKHAM – WORKS SUPERVISOR
REPORT DATE:	5th December 2007
ATTACHMENTS	Nil

Background

Tenders have been called for various items of plant and machinery. These include the replacement of the Works Supervisors vehicle, Mechanics truck, Low loader and a concrete agitator bowl.

We received tenders for the Low Loader, Supervisors vehicle and the Mechanics truck, but none for the agi bowl.

The preferred vehicle for the mechanic is the Hino 300 series 616 short. This vehicle has dual airbags, disk brakes with ABS and a wide cab.

The preferred vehicle for the Supervisor is the ML Triton GLX dual cab with automatic transmission. The main reason for this is the new model two wheel drive version that we currently have has the same chassis and tyres.

The preferred low loader is the one from Roadwest Transport as it is not only cheaper but they also offered a good trade on the old low loader. The hydraulic deck widener makes the plant more versatile and safer to use than manual outriggers.

Statutory Environment: N/A

Policy Implications: N/A

To maintain a new, versatile fleet of plant and machinery.

Financial Implications: N/A

Budget for these three items is \$120,000 and the expenditure is \$119883.10

Strategic Implications: N/A

Consultation: N/A

Voting Requirements: Simple Majority

Committee Recommendations:

- That Council accept the tender from John Hughes Fleet for the Trade of PJ1500 for New ML Triton GLX Dual cab with automatic transmission for \$20,918.73.
- That Council accept the tender from WA Hino for the trade of PJ1574 for Hino 300 series 616 short for \$26,515.28.
- That Council accept the tender from Roadwest Transport for a tri axle low loader with hydraulic deck widener for \$100,009 and place the existing trailer PJ1535 for sale by tender or auction in the Elders Weekly when new trailer is received.

Council Resolution:

Moved: Cr Reid

Seconded: Cr Butler

- **That Council accept the tender from John Hughes Fleet for the Trade of PJ1500 for New ML Triton GLX Dual cab with automatic transmission for \$20,918.73.**
- **That Council accept the tender from WA Hino for the trade of PJ1574 for Hino 300 series 616 short for \$26,515.28.**
- **That Council accept the tender from Roadwest Transport for a tri axle low loader with hydraulic deck widener for \$100,009 and place the existing trailer PJ1535 for sale by tender or auction in the Elders Weekly when new trailer is received.**

CARRIED: 9/0

Jo Wood left Chamber at 3.30pm

7126 GOVERNANCE

7126.1 GRANTS COMMISSION HEARING

APPLICANT: MANSELL PTY LTD – RAY HADLOW
FILE: 204.01
DISCLOSURE OF INTEREST: 0
AUTHOR: DOMENICA CURTIN – DEPUTY CEO
RESPONSIBLE OFFICER DOMENICA CURTIN – DEPUTY CEO
REPORT DATE: 26 November 2007
ATTACHMENTS MANSELL PTY LTD PROPOSAL - Follows

Executive Summary:

The WA Grants Commission reviews each Councils grants assessment every four years. The last hearing was February 2004.

The Commission anticipates conducting the next visit between the 5th and 7th March 2008.

Applicants Submission:

The services of Ray Hadlow have again been engaged to assist Council with our anticipated hearing.

Mr Hadlow offers a total service comprising:

- A report on the 2006/07 assessment to identify initial targets for the submission;
- preparation of the submission;
- advice regarding the hearing and tour of inspection;
- detailed briefing for councillors and staff;
- plus attendance at the hearing to assist Council in arguing its case.

The Council briefing will commence at 9.30am on Council day (20th December 2007)

The briefing will include details on the hearing process and balance budget methodology and its impact on the Shire's grant calculation. Briefings normally take between 2 and 3 hours depending on the level of input from participants.

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 has allocated \$5000 for the hearing. Mansell Pty Ltd quotation (estimate) will be a maximum \$6550.

Strategic Implications:

Nil

Consultation:

Ray Hadlow – Mansell Pty Ltd

Comment:

The hearing is the ideal opportunity to argue for changes to the Shire's grant allocations.

Voting Requirements:

Simple Majority

Officers Recommendation:

- That Council consider a presentation from Ray Hadlow from Mansell Pty Ltd in relation to the Grants Commission hearing in March 2008.
- Council acknowledge the likely over expenditure of item 03200 - Grants Commission Expense

Council Resolution:

Moved: Cr West

Seconded: Cr King

That Council consider a presentation from Ray Hadlow from Mansell Pty Ltd in relation to the Grants Commission hearing in March 2008.

CARRIED: 9/0

Moved: Cr West

Seconded: Cr Benton

Council acknowledge the likely over expenditure of item 03200 - Grants Commission Expense

CARRIED: 9/0

Moved: Cr King

Seconded: Cr Butler

Perenjori Shire to approach WALGA to protest the State Government at the diminishing Secretarial resources being allocated to the Local Government Grants Commission.

CARRIED: 9/0

Moved: Cr West

Seconded: Cr Bendsdorp

CEO follow up with Main Roads the update of Councils Romans data.

CARRIED: 9/0

7126.2 RTP – LIQUID ASSETS PROGRAM

APPLICANT:	DEPARTMENT OF AGRICULTURE & FOOD
FILE:	508.08
DISCLOSURE OF INTEREST:	0
AUTHOR:	DOMENICA CURTIN – DEPUTY CEO
RESPONSIBLE OFFICER	DOMENICA CURTIN – DEPUTY CEO
REPORT DATE:	26 November 2007
ATTACHMENTS	Appendix Two Draft Report – Perenjori Water Balance

Executive Summary:

In June 2005 Council signed up for the Rural Towns – Liquid Assets project for the Perenjori Townsite. It also signed up for a drilling program in the Latham Townsite.

Latham

The groundwater study was conducted in May 2007 by Russell Speed using John Morris to do the drilling. Council paid the first \$5000 and DAFWA paid the balance of \$10660.

Perenjori

Council resolved in June 2005 to participate in the Liquid Assets project for which there is a charge of \$30,000 over 3 years. The first allocation was made in the 2005/06, then 2006/07 financial year but the project did not commence and the allocation was transferred to the 2007/08 budget.

Applicants Submission:

Mr Pridham advised that Liquid Assets work including geophysics, groundwater assessment and social studies has been undertaken.

He would like to discuss this work and future water management options with Council.

The presentation will consist of two parts:

1. A briefing by the project team concerning progress with various activities (geophysics, water quality analysis, social survey, surface water assessment, groundwater review) undertaken thus far.
2. A discussion with Council in which feedback from the community will be sought concerning water management priorities and preferences. This will be a structured session during which the main points of discussion will be recorded. These priorities and preferences will be used to guide the direction of the Water Management Plan and on-ground works.

He also will use the opportunity to seek feedback from Council regarding townsite water management priorities and preferences. These priorities would be used to guide their preparation of the Water Management Plan.

Work has already started on the Perenjori water Management Plan. The following activities have been undertaken so far:

- Groundwater review
- Surface water assessment
- Groundwater quality testing
- Geophysical (gravity) survey
- Townsite water balance
- Social contexting survey

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:

The following team for the Rural Towns Program are scheduled to make a presentation to Council at 1.30pm and will be attending Council lunch.

Dr Jeff Turner (CSIRO) Technical Director and water quality specialist

Bob Paul (DAFWA) Project hydrogeologist

Chris Boyes (DAFWA) Surface water monitoring

Mark Pridham (DAFWA) Admin & Reporting

Voting Requirements:

Simple Majority

Officers Recommendation:

That Council consider a presentation by Mr Pridham from the Department of Agriculture in regards to Councils Water Management Plan.

Council Resolution:

Moved: Cr Reid

Seconded: Cr Cunningham

That we continue with the Rural Towns Liquid Assets Program

That the possible actions are treated in the following order of priority:

1. Refurbishment of dams;
2. Work on catchment to the dams, including repair of roaded catchments and harvesting water from CBH Perenjori North;
3. Water harvesting from old CBH site (CBH Perenjori);
4. Water harvesting from the aerodrome;
5. Installation of a gateway in diversion channel;
6. Storm water harvesting from roads and townsite

CARRIED: 9/0

7125.3 MUNGADA RIDGE HAEMATITE PROJECT

APPLICANT:	GINDALBIE METALS LIMITED
FILE:	502.14
DISCLOSURE OF INTEREST:	NIL
AUTHOR:	STAN SCOTT – CEO _____
RESPONSIBLE OFFICER	STAN SCOTT – CEO _____
REPORT DATE:	13 DECEMBER 2007
ATTACHMENTS	Appendix One Public Environmental Review – Executive Summary

Executive Summary:

Gindalbie's Mungada Ridge Haematite Project is presently undergoing its Public Environmental Review.

Applicants Submission:

Gindalbie views the above project as an adjunct to its Karara Magnetite project, in effect as separate elements of a larger project. The haematite project has been identified as one that the State Government is not predisposed to approve. Our understanding is that this language means that the company has to work harder and set demanding environmental benchmarks if it wishes to obtain approval.

Gindalbie is holding a public forum in Perenjori on Monday 17th December to provide more information to members of the public. They believe that public submissions to the PER process would assist in the approval process.

Background:

The proposed haematite project will have a number of benefits including:

- It will share infrastructure with the longer term Karara Magnetite project;
- It will provide important cash flow to the company to allow it to continue to develop the magnetite project;
- The project will deliver jobs and local economic benefits more quickly (and many local farmers would benefit from earlier opportunities for off farm income);
- The project is located on the same ridge structure as the Karara Project and Mid West Corporations Blue Hills project, which helps concentrate development on a single formation.

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:

Gindalbie is a significant mining ratepayer, and the project is likely to deliver a range of direct benefits to the Shire.

Strategic Implications:

Mining development is a significant element of the Shire's strategic plan.

Consultation:

The Shire president and CEO met with Gindalbie on 7 December 2007, and Gindalbie is holding a public forum on 17 December 2007.

Comment:

There is a strong groundswell of local support for the Gindalbie project, and local businesses are already benefiting from project development expenditure.

As was the case of the Extension Hill appeal process many local people would like to express their support but are not sure what to include in their letters. The Shire prepared a standard letter on that occasion, and numerous people used that letter in their appeal.

It appears that individual rather than standard letters would have greater impact. For this reason the CEO intends to publish a list of a few key points that people can use as a basis for their individual submissions. The Shire will also make its own submission. Elected members may wish to make submissions as individuals also.

Voting Requirements:

Simple Majority

Officers Recommendation:

1. That the CEO prepare a submission to the EPA supporting approval of the Mungada Ridge Haematite Project;
2. That the CEO prepare a community circular to encourage people to make individual submissions.

Council Resolution:

Moved: Cr Bendsdorp

Seconded: Cr Benton

That the CEO prepares a submission to the EPA supporting approval of the Mungada Ridge Haematite Project;

That the CEO prepare a community circular to encourage people to make individual submissions.

CARRIED: 9/0

7125.4 MOUNT GIBSON IRON – VARIOUS AGREEMENTS

APPLICANT:	MOUNT GIBSON IRON
FILE:	502.12
DISCLOSURE OF INTEREST:	0
AUTHOR:	STAN SCOTT – CEO _____
RESPONSIBLE OFFICER	STAN SCOTT – CEO _____
REPORT DATE:	13 DECEMBER 2007
ATTACHMENTS	Appendix Two Draft Public Road Access Agreement Draft Public Benefit Agreement Draft Rail Terminal Agreement

Executive Summary:

Mount Gibson Mining has presented 3 draft agreements for consideration by Council:

- Draft Public Road Access Agreement
- Draft Public Benefit Agreement
- Draft Rail Terminal Agreement

Applicants Submission:

Each of the agreements deals with a different range of issues in relation to the Extension Hill Haematite Project. Specifically:

Draft Public Road Access Agreement

This agreement covers the standard of construction, the maintenance requirements and the form of contribution Mount Gibson Mining will make to the restoration of the road when they cease operations. We need to ensure that the amount offered annually closely reflects the anticipated cost of resealing, and that it is to an appropriate standard. We do not want to be in a position where we are seeking to recover a large portion of the funds on completion of the project. WE also need to ensure that the agreement accurately reflects Council's expectations in terms of road design.

Draft Public Benefit Agreement

This agreement is designed to make an annual contribution to community projects. The offer of funds in the draft agreement is way too low, and we have advised Mount Gibson that we will be seeking to benchmark the agreement with that between Mod West Corporation and the Shire of Morawa. The CEO will be gathering more information on this prior to the Council meeting.

Draft Rail Terminal Agreement

This agreement mirrors the agreement in place for the Shire of Mullewa. This allows the Shire to set appropriate standards to be maintained to ensure that the rail siding does not unduly affect the amenity of the townsite. The CEO will be seeking advice from the Shire of Mullewa on any issues that have arisen in relation to the rail siding in Mullewa.

Background:

The need for these agreements has been flagged with Mount Gibson since discussions on the use of the road commenced. It appears that we may have to negotiate hard to achieve an equitable outcome as the draft agreements are not as favourable as might have been expected.

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 road use agreement will be seeking to set aside sufficient funds so that the entire road is treated with a blue metal seal on completion of the use of the road by Mount Gibson Mining. The anticipated cost of this treatment is \$1.6M. This would equate to a contribution of \$228,000 per annum. The draft agreement offers \$45,000.

The public benefit agreement needs to reflect current industry benchmarks, and should take account of both the length of road involved and the quantity of material to be transported.

Strategic Implications:

The Extension Hill project is a key element of Council's strategic planning. While Council supports the project we also need to maximise community benefits.

Consultation:

The CEO and Shire President met with representatives of Mount Gibson Iron on 16 November and 7 December 2007. The concerns expressed in this report were flagged at that meeting.

Comment:

Council has strongly supported the development of this project and has actively advocated on behalf of the project with government. We need to ensure that our support for the project and the benefits that will arise, and our extensive cooperation with and support for the project proponents is appropriately reflected in the terms of the agreements.

Voting Requirements:

Simple Majority

Officers Recommendation:

That Council consider CEO recommendations to be presented to the meeting after further research.

7125.5 MOUNT GIBSON IRON – VARIOUS AGREEMENTS ADDITIONAL INFORMATION

APPLICANT:	MOUNT GIBSON IRON
FILE:	502.12
DISCLOSURE OF INTEREST:	0
AUTHOR:	STAN SCOTT – CEO _____
RESPONSIBLE OFFICER	STAN SCOTT – CEO _____
REPORT DATE:	13 DECEMBER 2007
ATTACHMENTS	Draft Public Road Access Agreement Draft Public Benefit Agreement Draft Rail Terminal Agreement

FURTHER COMMENT DISCUSSION***Draft Public Road Access Agreement***

This agreement covers the standard of construction, the maintenance requirements and the form of contribution Mount Gibson Mining will make to the restoration of the road when they cease operations. We need to ensure that the amount offered annually closely reflects the anticipated cost of resealing, and that it is to an appropriate standard. We do not want to be in a position where we are seeking to recover a large portion of the funds on completion of the project. We also need to ensure that the agreement accurately reflects Council's expectations in terms of road design.

Mount Gibson has a similar agreement in place with the Shire of Mullewa for its Tallering Peak Project. Shire roads involved in that project are:

- 18km of road that previously had a 4 metre metal seal. This was widened to an 8 metre metal seal at Mount Gibson's expense.
- 28 km of unsealed road that was upgraded to an 8 metre sand seal at Mount Gibson's expense.
- Mount Gibson is responsible for the maintenance, but most of the work is done by the Shire as private works.
- Mount Gibson makes a \$200,000 annual contribution to a Shire of Mullewa road reserve so that there will be sufficient funds for the entire road to be resealed on completion of the project.

Comparisons are set out below (including Yalgoo's portion)

	Tallering Peak	Extension Hill
Road Length	48 km	83 km
Contribution	\$200,000 pa	\$50,000 pa
Contribution per km pa	\$4,167	\$602

Mount Gibson's contribution should reflect the cost of resealing with a metal seal on completion of the project after an estimated 5 year mine life. The estimated cost of a reseal based on Talling Peak is \$345,000 per annum.

In discussions with David Quinlivan, CEO of Mount Gibson Iron on 19 December 2007 he advised that the intention was mirror the Mullewa agreement adjusted for road length. Therefore the real figure should be closer to that above.

Draft Public Benefit Agreement

This agreement is designed to make an annual contribution to community projects. The offer of funds in the draft agreement is way too low, and we have advised Mount Gibson that we will be seeking to benchmark the agreement with that between Mid West Corporation and the Shire of Morawa. The CEO will be gathering more information on this prior to the Council meeting.

Mount Gibson has a similar agreement in place with the Shire of Mullewa for Talling Peak. Mount Gibson was initially mining 1.5Mtpa and was making a contribution of \$50,000 pa. When the output was doubled to 3Mtpa the contribution was also doubled to \$100,000.

Mid West Corporation has a Public Benefit Agreement in place with the Shire of Morawa in relation to the Koolanooka project. This agreement provides a \$100,000 contribution per year to Morawa for a 1Mtpa project.

Comparisons are set out below (including Yalgoo's portion)

	Talling Peak	Koolanooka	Extension Hill
Output	3 Mtpa	1 Mtpa	3 Mtpa
Community Contribution	\$100,000	\$100,000	\$30,000
Contribution per tonne	3.3 cents	10 cents	1 cent

Using Talling Peak as the benchmark, the contribution would be a minimum of \$100,000. If Koolanooka is the benchmark the figure would be \$300,000, which is till only 10 cents per tonne. Realistically somewhere in between is probably reasonable.

In discussions with David Quinlivan, CEO of Mount Gibson Iron on 19 December 2007 he advised that the intention was mirror the Mullewa agreement. However he believed that the annual amount for Mullewa is \$50,000, not \$100,000 as advised by the Shire of Mullewa.

Council will need to determine whether to accept the same arrangement as for Talling Peak (bearing in mind that a portion of the funds will go to Yalgoo), or try to negotiate a higher amount. Mount Gibson is keen to keep arrangements consistent

Draft Rail Terminal Agreement

This agreement mirrors the agreement in place for the Shire of Mullewa. This allows the Shire to set appropriate standards to be maintained to ensure that the rail siding does not unduly affect the amenity of the townsite. The CEO will be seeking advice from the Shire of Mullewa on any issues that have arisen in relation to the rail siding in Mullewa.

The rail siding in Mullewa is a similar distance from the townsite and does not seem to be causing major issues.

General Comments

The Shire of Perenjori has been a very strong supporter of Mount Gibson and the Extension Hill project, and in particular, played a leading role in rallying support for the EPA appeal. It is therefore very disappointing that the figures included in the two agreements are so low, and do not even come close to reflecting the arrangements in place for Tallering Peak, let alone Koolanooka. It appears however that these figures are incorrect, and that revised figures will be forthcoming.

Officers Recommendation:

1. That Council determine that the appropriate road contribution would be \$345,000 per annum based on the Tallering Peak arrangement
2. The Council determine whether to accept the same public benefit amount as for Tallering Peak OR seek a higher contribution.
3. That the draft rail terminal agreement appears acceptable, but that we seek advice from the Shire's solicitors.

Council Resolution:

Moved: Cr West

Seconded: Cr Reid

That Council determine that the appropriate road contribution would be \$345,000 per annum based on the Tallering Peak arrangement.

CARRIED: 9/0

Moved: Cr Butler

Seconded: Cr King

The Council seek a Public Benefit Contribution using Koolanooka as a benchmark.

CARRIED: 9/0

Moved: Cr King

Seconded: Cr Benton

That Council seek advice from the Shire's solicitors on the rail terminal agreement.

CARRIED: 9/0

7125.7 APPLICATION OF EXPLORATION LICENCE

APPLICANT:	EMERALD TENEMENT SERVICES
FILE:	201.07
DISCLOSURE OF INTEREST:	Nil
AUTHOR:	DOMENICA CURTIN – DEPUTY CEO
RESPONSIBLE OFFICER	DOMENICA CURTIN – DEPUTY CEO
REPORT DATE:	12TH DECEMBER 2007
ATTACHMENTS	Application for Mining Tenement

Executive Summary:

Council has received an application from Emerald Tenement Services for an exploration licence.

Applicants Submission:

The exploration licence encroaches upon Council Reserves within the shire – that being the Airport reserve 21977 and Recreational Reserve 17056 (Golf course etc)

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
Voting Requirements:	Simple Majority
Comment	Nil

Officers Recommendation:

Moved: Cr Hirsch

Seconded: Cr Cunningham

Council note the exploration licence application, which encroaches upon reserves 21977 and 17056 from Emerald Tenement Services.

CARRIED: 9/0

7125.8 WADDI FOREST LCD

APPLICANT: DEPARTMENT OF AGRICULTURE & FOOD
FILE: 801.01
DISCLOSURE OF INTEREST: 0
AUTHOR: DOMENICA CURTIN – DEPUTY CEO
RESPONSIBLE OFFICER DOMENICA CURTIN – DEPUTY CEO
REPORT DATE: 26 November 2007
ATTACHMENTS Nil

Executive Summary:

The Waddi Forest Land Conservation District are seeking re-appointment of Council's representative for the committee.

Applicants Submission:

Cr Graeme Reid is the current representative but this is due to expire on 31st December 2007

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

Voting Requirements:

Simple Majority

Officers Recommendation:

That Cr Graeme Reid be appointed Council's representative on the Waddi Forest Land Conservation District Committee.

Council Resolution:

Moved: Cr King

Seconded: Cr Benton

That Cr Graeme Reid be appointed Council's representative on the Waddi Forest Land Conservation District Committee.

CARRIED: 9/0

7125.9 **WALGA – SUMMARY OF CURRENT VACANCIES**

APPLICANT:	WALGA
FILE:	105.11
DISCLOSURE OF INTEREST:	Nil
AUTHOR:	DOMENICA CURTIN – DEPUTY CEO
RESPONSIBLE OFFICER	DOMENICA CURTIN – DEPUTY CEO
REPORT DATE:	12TH DECEMBER 2007
ATTACHMENTS	Summary of Current Vacancies

Executive Summary:

The association has advised that the current round of vacancies on the State and Association Boards and Committees are now open.

Applicants Submission:

The vacancies are on the following Committees:

- Regional Development Council
- Australia's Golden Outback board
- Metropolitan Emergency Management Executive Group
- FESA Bushfire Brigade Capital Grants Committee
- FESA State Emergency Service Capital Grants Committee
- FESA Bushfire Service Consultative Committee

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
Voting Requirements:	Simple Majority

Comment

It would be beneficial for Council to have a representative on the Regional Development Council.

The function is to be the advisory body to the Minister on all regional development issues including:

- Promoting development in all regions
- Developing policy proposals on development issues

- Facilitating and promoting liaison between commissions and government agencies

Officers Recommendation:

Councillor's interested in nominating for any of the vacant positions please contact the DCEO.

7127 OTHER BUSINESS

Council is advised that Cr Kings property is for sale. Council is to consider a plan for the next meeting.

Cr King left Chambers at 5.45pm

7127.1 INFORMATION BULLETIN – TABLED IN THE COUNCIL CHAMBERS

- Perenjori Pistol Club – Thankyou letter
- Australian National Audit Office – Performance Audit
- Waste Management Board – Release of Landfill Levy Review
- WALGA Local Government News Issue No. 46.07
- WALGA Local Government News Issue No.47.47
- WALGA Local Government News Issue No.48.07
- WALGA Local Government News Issue No.49.07
- WALGA WA Local Government Energy Procurement Project
- WALGA Information Bulletin
- 2008 The Australian Directory of Not for Profit Organisations
- Australian Mining Magazine
- WALGA Info Pages
- Buntine-Marchagee Catchment News Issue 13
- MEC Resources 2007 Annual Report Extract
- 2005-2006 Report Local Government Road Assets and Expenditure Report and CD
- Minister for Local Government – Nominations Open – 2007 Sir Ronald Wilson Leadership award
- Government of WA – Main Roads 2007 Annual Report in Brief
- Midwest – Midlands Contacts Directory
- Department of Education and Training – Resource Manual for Career Practitioners 2007
- Jim Ovens – Congratulations Letter
- Environmental Protection Authority – Proposal
- Mt Gibson Mining Limited – Expression of Interest
- Minister for Local Government – Thankyou letter
- Latham Primary School – Accommodation available in Latham and Reply

7127.2 MOTIONS OF WHICH DUE NOTICE HAVE BEEN GIVEN

Nil

7127.3 QUESTIONS BY MEMBERS OF WHICH DUE NOTICE HAS BEEN GIVEN

Nil

7127.4 URGENT BUSINESS APPROVED BY THE PERSON PRESIDING OR BY DECISION

Nil

7127.5 MATTERS BEHIND CLOSED DOORS

Nil

7127.6 DATE OF NEXT MEETING / MEETINGS

21st February 2008

7127.7 CLOSURE

There being no further business the meeting was declared closed at 6.00pm

I certify that this copy of the Minutes is a true and correct record of the meeting held on 20th December 2007.

Signed: _____

Presiding Elected Member

Date: _____