Shire of Perenjori
MINUTES
Ordinary Council Meeting

To be held in the Shire of Perenjori Council Chambers, Fowler Street, Perenjori on
16th April 2009, to commence at 1.30PM.

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9041 PRELIMINARIES

9041.1 DECLARATION OF OPENING AND ANNOUNCEMENT OF VISITORS
The Chairman opened the meeting at 1.51pm

9041.2 OPENING PRAYER
Cr Baxter led Council in the opening prayer.

9041.3 DISCLAIMER READING
Nil

9041.4 RECORD OF ATTENDANCE, APOLOGIES AND LEAVE OF ABSENCE
Present Cr B T Baxter
          Cr C R King
          Cr J A Bensdorp
          Cr L C Butler
          Cr R A Benton
          Cr I F West
          Cr G K Reid
          Cr J H Hirsch

CEO        Stan Scott
DCEO       Domenica Curtin
WS         Ken Markham
EDO        Phil Cleaver
MCS        Garry Agnew
Minutes    Leah Leopold
Apologies  J R Cunningham

9041.5 PUBLIC QUESTION TIME
Nil

9041.6 PETITIONS / DEPUTATIONS / PRESENTATIONS

9041.7 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.
9041.8 APPLICATIONS FOR LEAVE OF ABSENCE

Council Resolution
Moved: Cr G K Reid    Seconded: Cr C R King
Cr J R Cunningham be approved a leave of absence from the current Meeting of Council.

CARRIED: 8 /0

9041.9 CONFIRMATION OF MINUTES

Minutes of Ordinary meeting of Council held 19th March 2009 are attached.

Moved: Cr R A Benton    Seconded: Cr L C Butler

That the Minutes of the Ordinary meeting of Council held 19th March 2009 be accepted as a true and correct record.

CARRIED: 8/0

9041.10 ANNOUNCEMENTS BY PERSON PRESIDING WITHOUT DISCUSSION

Nil

9041.11 MATTERS FOR WHICH MEETING MAY GO BEHIND CLOSED DOORS

Nil
Executive Summary:
There has been positive progress on a number of EDO projects.

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

Westaus Group of Companies
Council will recall that Westaus offered to install a group of 4 units at the caravan park in exchange for a share of the rental return. Westaus has advised that the unit for Caravan park is on way and to be assembled here.

When Westaus Managing Director returns he and the project manager will travel to Perenjori to finalise details of installation and lodge necessary planning and building applications.

Negotiations with UWA & Others re housing

UWA Flat Packed Housing
UWA are finalising arrangements with engineers and Westaus. Westaus has offered to act as the registered builder for the project, but as they will have to set the contract price they need to ensure that contingencies have been considered.

It is reported by UWA that final engineering plans and tooling of larger structure is near completion. An indicative costing was verbally given to the CEO, and was within budget. The EDO is still awaiting the written confirmation of such from Mr Beale at time of writing.

Chemical Mulesing:
Progress on the chemical mulesing project is as follows:

1. Paper work for the necessary ethics license for animal testing is almost complete and approval is anticipated by May 09.
2. Murdoch School of Vet Science will now also be involved providing additional oversight and compliance.
3. Australian Wool Innovations (AWI) are awaiting further details, but appear still to be undergoing change management.
4. The People for the Ethical Treatment of Animals (PETA) group that bought attention and focus on the issue of mulesing are being kept up to date.

5. Once trials confirm safety and efficacy of the chemicals and certified and approved for use, the project will be publicly promotes.

6. The EDO is working on producing manuals required for use of the chemicals as the protocols evolve.

7. The chemicals are now located at PJ and are secure.

**Solar Power**

The EDO continues to work with tertiary institutions and potential project proponents to develop renewable energy projects.

Most recently assoc Prof Murdoch University Robert Coltrona visited Perenjori to inspect potential sites for solar power projects. Professor Coltrona has access to some new technology developed by Lloyds (see attachment). This is in effect a heat storage battery that allows a solar thermal plant to operate round the clock to supply base load power.

The EDO will work with Professor Coltrona to try to attract a project to Perenjori. Funding is potentially available through the next round of the LEED program due in July 2009. If successful the likely project value is in the order of $15M.

It is noted other shires similar to ours in other states have entered into JV arrangements with Lloyds

**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 EDO and CEO are developing a matrix of projects that have been identified and have some potential for development. The development of the strategic plan and formation of the committee will help focus the EDO activities.

New potential projects that have emerged in the last month include:

- Joint venture land development with Conti Investments and West Aus and the Shire
- Technology enhancement through the smart state program in concert with MWDC
- Related to distance learning and trial of the hotspot here at PJ
The EDO is preparing a comprehensive report enhancing community awareness and inviting participation. This will help inform local residents as well as provide a promotional tool for external stakeholders and potential project partners. This will include a hard copy and online newsletter as well as a revamp of the Shire website using inhouse experience.

The approach to economic development is focused 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.

**Voting Requirements:**

Simple Majority

**Officers Recommendation:**


**Council Resolution:**

Moved: Cr King Seconded: Cr Butler


Carried 8/0
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.
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: N/A
UHF Haines Norton
Voting Requirements: Simple Majority

Officers Recommendation:

1. Statement of Financial Activity
That the Statement of Financial Activity for the period ended 31st March 2009 including report on variances be accepted as presented.

2. Finance Report
That the Finance Report for the period ended 31st March 2009 be accepted as presented.
3. **Acquisition of Assets**
   That the Acquisition of Assets Report for the period ended 31st March 2009 with a balance of $664,683.00 as presented be received.

4. **Reserves Report**
   That the Reserves Report for the period ended 31st March 2009 with a balance of $1,259,088.00 as presented be received.

5. **Net Current Assets**
   That the Net Current Assets report for the period ended 31st March 2009 as presented be received.

6. **Bank Reconciliation’s**
   That the balances of the Municipal Fund of $565,571.02 and the Trust Fund of $36,289.11 as at 31st March 2009 as presented be received.

7. **Sundry Creditors Report**
   That the Sundry Creditors Report for the period ended 31st March 2009 with a balance of $20,871.81 as presented be received.

8. **Sundry Debtors Report**
   That the Sundry Debtors Report for the period ended 31st March 2009 with a balance of $18,978.63 as presented be received.

9. **Accounts for Payment**
   That the Accounts for payment for the Municipal Account consisting of Cheque Numbers 16943 to 16993 and EFT Numbers 809 to 847 for $332,504.68 and the Trust Account consisting of EFT Number 812 for $104.40 for the period ended 31st March 2009 as presented be accepted.

10. **Rates Outstanding**
    That the Rates Outstanding Report for the period ended 31st March 2009 with an outstanding balance of $51,170.00.

**Council Resolution**

Moved: Cr C R King  
Seconded: Cr J H Hirsch

That Items 1-10 relating to the Financial Activity Reports ended 31st March 2009 be accepted.

**CARRIED: 8/0**
9043.2 BAD DEBTS WRITE OFFS

APPLICANT: DEPUTY CEO
FILE: 203.03
AUTHOR: DOMENICA CURTIN – DEPUTY CEO
RESPONSIBLE OFFICER: DOMENICA CURTIN – DEPUTY CEO
REPORT DATE: 27TH MARCH 2009
ATTACHMENTS: AUSTRAL MERCANTILE LETTER OF RECOMMENDATION FOLLOWS

Executive Summary:

Councils Debt Collection Agency - Austral Mercantile Collections have informed that despite all efforts it has proved futile for outstanding debtors Thomas Kelly and Joel Hesford and that further action would be uneconomical.

Thomas Kelly has an outstanding debt for rental of shire housing (49 Russell Street) from 08 January 2007. The debtor has been actively pursued since then but to no avail.

- Rent $110.00
- Water Usage $ 12.00

Joel Hesford has an outstanding Private Works debt for hire of Skid Steer being for $264.00 from June 2007.

Statutory Environment: N/A

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

Strategic Implications: N/A

Consultation:

Austral Mercantile

Voting Requirements: Simple Majority

Officers Recommendation:

- That Outstanding Debtor Thomas Kelly $122.00 be written off as a bad debt.
- That Outstanding Debtor Joel Hesford $264.00 be written off as a bad debt and any future works be on a pre-cash basis only.

Committee Recommendations:

- That Outstanding Debtor Thomas Kelly $122.00 be written off as a bad debt.

Cr West joined the meeting at 9.45am.
• That Outstanding Debtor Joel Hesford $264.00 not be written off as a bad debt and no future works be allowed until the debt is settled then works to be carried out on a pre-cash basis only.

Council Resolution
Moved: Cr J H Hirsch   Seconded: Cr G K Reid
• That Outstanding Debtor Thomas Kelly $122.00 be written off as a bad debt.

CARRIED: 8 /0

Moved: Cr R A Benton   Seconded: Cr I F West
• That Outstanding Debtor Joel Hesford $264.00 not be written off as a bad debt and no future works be allowed until the debt is settled then works to be carried out on a pre-cash basis only.

CARRIED: 8 /0
PERENJORI NETBALL CLUB - DONATION

APPLICANT: PERENJORI NETBALL CLUB
FILE: 0
DISCLOSURE OF INTEREST: NIL
AUTHOR: DOMENICA CURTIN – DEPUTY CEO
RESPONSIBLE OFFICER: DOMENICA CURTIN – DEPUTY CEO
REPORT DATE: 3rd APRIL 2009
ATTACHMENTS Letter from Perenjori Netball Club

Executive Summary:
The Perenjori Netball Club have written requesting a donation for the 2009 netball season.

Applicants Submission:
The donation will go towards numerous items including uniforms, equipment, travel costs and general upgrade to courts.

Background:
Each year Council provides a donation to the Perenjori and Latham Tennis clubs of $200 each and other sporting clubs on request.

Statutory Environment: Nil
Policy Implications: Nil
Financial Implications:
Donations of this kind have been provided for under Account 11400 with balance of $2,315.

Strategic Implications: Nil
Comment:
The Netball Club relies on fundraising activities to provide for much of the equipment required to keep the club going. Council’s contribution will assist the club to purchase new equipment.

Voting Requirements:
Simple Majority

Officers Recommendation:
That Council provide a $250 donation to the Perenjori Netball Club for the 2009 Netball Season.

Council Resolution
Moved: Cr C R King Seconded: Cr J A Bensdorp
That Council provide a $250 donation to the Perenjori Netball Club for the 2009 Netball Season.

CARRIED: 8/0
Executive Summary:
Council is asked to adopt the Draft Strategic Waste Management Plan 2009–2013 prepared by Dallywater Consulting on behalf of the Mid West Regional Council and consider recommendations by an Executive Staff Meeting following assessment of the DSWMP.

Applicants Submission and Background:
Council is aware that the Mid West Regional Council appointed Dallywater Consultancy to establish an Integrated Strategic Waste Management Plan in accordance with the requirements of the Department of Environment and Conservation’s Zero Waste Plan Development Scheme (ZWPDS) Phase II Guidelines.

The Waste Authority allocated funding to regional local government groups for the preparation of a Strategic Waste Management Plan; a second stage of receipt of that funding was the submission of a Draft Plan by the end of March 2009 – the Draft Strategic Waste Management Plan 2009 - 2013 was submitted by the due date – see Attachment 10.1.1a.

In order that the second stage of the Phase II funding be granted each of the seven (7) MWRC Member Councils must formally adopt the SWMP Report. To this end a meeting was held in Carnamah on Monday 6 April 2009 to assess the Draft Strategic Waste Management Plan prepared by Dallywater Consulting and make comment.

Minutes of Meeting Held at Carnamah on the 6 April 2009 at 10:00am

Attendance: Suzanne Ward CEO Mid West Regional Council
Kim Hastie A/CEO Shire of Carnamah
Ian Fitzgerald CEO Shires of Three Springs & Mingenew
Garry Agnew MCS Shires of Carnamah & Perenjori
David Hadden MRS Shire of Coorow
David Williams MCS Shire of Morawa
Preliminary:

Gordon gave a summary of the DSWMP emphasizing the necessity for each member local government of the Mid West Regional Council to adopt the Draft Report and agree on the commencement of a waste minimization strategy in the interim to further funding.

Gordon suggested that the relevant sections of the Report for our assessment and comment were the Executive Summary and the SWMP Recommendations and Action Plan covered in Table 31.

Discussion:
Discussion ensured on the DSWMP in terms of its purpose, accepting that it was a fluid document that can be adjusted moving forward. In essence application of the DSWMP Actions as presented is dependant on future funding which as of yet has not been identified.

Determinations:
The meeting agreed that the Plan needed to be adopted in order to receive the second stage of funding however its adoption should be conditional upon expansion of the Executive Summary to include sections of Part 7.

Moved: David Williams           Seconded: Ian Fitzgerald

The Draft Strategic Waste Management Plan 2009 – 2013 (19 March 2009) as prepared by Dallywater Consultancy be adopted on the condition that the Executive Summary is expanded to include sections of Part 7 such as 7 dot points 5 & 6.

Carried: 6-0

To move forward the meeting was of the view that a “Working Group” consisting of Executive Staff should be established to oversee the implementation of identified priority project areas.

Moved: Ian Fitzgerald           Seconded: David Williams

Establish a “Working Group” to explore and implement immediate action on the carrying out of waste audits, rationalisation of landfills and collection services and investigation into best practice management of the SWMP (within the MWRC).

Carried: 6-0

It was agreed that the make-up of the “Working Group” consist of the CEO and Manager Environmental Health from each member Council.

Moved: Ian Fitzgerald           Seconded: Kim Hastie

That each member Council of the MWRC appoint its CEO and MCS (Environmental Health Officer) to the “Regional Waste Management Working Group” which is to be coordinated by the Mid West Regional Council.

Carried: 6-0

It was identified that there were unexpended funds in the Regional Funding Program for Local Government Regional Investment Plan and they could be used to appoint a
Consultant to carry out a waste audit for the MWRC area.

Moved: David Williams    Seconded: Ian Fitzgerald

The unexpended portion of the Regional Funding Program for Local Government Regional Investment Plan to be used to appoint a Consultant to carry out a waste audit for the MWRC area as recommended in the Executive Summary of the Report.

Carried: 6-0

It was agreed that each member Council should include a budget item in their 2009-10 budget to commence implementation of the SWMP Recommendations and Action Plan as detailed in Table 31 of the Report.

Moved: Ian Fitzgerald    Seconded: Kim Hastie

That $10,000 be included in each MWRC member Council’s 2009-10 budget to commence the implementation of the Strategic Waste Management Plan Actions.

Carried: 6-0

It was agreed that Garry Agnew prepare a draft Council Report that includes the resolutions passed today to be used as a template for presentation to each member Council and the MWRC.

There being no further business the meeting closed at 12:30pm.

Statutory Environment:
Department of Environment and Conservation
Zero Waste Plan Development Scheme

Policy Implications:
Nil

Financial Implications:
Subject to Government funding and 2009-10 Council Budget consideration

Strategic Implications:
A Regional approach to the implementation of waste minimization strategies in accordance with the requirements of the Department of Environment and Conservation’s Zero Waste Plan Development Scheme

Consultation:
Nil

Voting Requirements:
Simple Majority

Officers Recommendation:

That:

1. The Draft Strategic Waste Management Plan 2009 – 2013 (19 March 2009) as prepared by Dallywater Consultancy is adopted on condition that the Executive Summary is expanded to include sections of Part 7 i.e. 7 dot points 5 & 6.
2. A “Working Group” be established to explore and implement immediate action on the carrying out of waste audits, rationalisation of landfills and collection services and investigation into best practice management of the SWMP (within the MWRC).

3. Each member Council of the MWRC appoint its CEO and MCS (Environmental Health Officer) to the “Regional Waste Management Working Group” which is to be coordinated by the Mid West Regional Council.

4. The unexpended portion of the Regional Funding Program for Local Government Regional Investment Plan be used to appoint a Consultant to carry out a waste audit for the MWRC area as recommended in the Executive Summary of the Report.

5. $10,000 is to be included in Council’s 2009-10 budget to commence the implementation of the Strategic Waste Management Plan Actions.

Council Resolution

Moved: Cr C R King    Seconded: Cr G K Reid

That:

1. The Draft Strategic Waste Management Plan 2009 – 2013 (19 March 2009) as prepared by Dallywater Consultancy is adopted on condition that the Executive Summary is expanded to include sections of Part 7 i.e. 7 dot points 5 & 6.

2. A “Working Group” be established to explore and implement immediate action on the carrying out of waste audits, rationalisation of landfills and collection services and investigation into best practice management of the SWMP (within the MWRC).

3. Each member Council of the MWRC appoint its CEO and MCS (Environmental Health Officer) to the “Regional Waste Management Working Group” which is to be coordinated by the Mid West Regional Council.

4. The unexpended portion of the Regional Funding Program for Local Government Regional Investment Plan be used to appoint a Consultant to carry out a waste audit for the MWRC area as recommended in the Executive Summary of the Report.

5. $10,000 is to be included in Council’s 2009-10 budget to commence the implementation of the Strategic Waste Management Plan Actions.

CARRIED: 8/0
9045      PLANT & WORKS

9045.1    CONCRETE AGITATOR

APPLICANT:           KEN MARKHAM – WORKS SUPERVISOR
FILE:                0
DISCLOSURE OF INTEREST: 0
AUTHOR:              KEN MARKHAM – WORKS SUPERVISOR
RESPONSIBLE OFFICER  KEN MARKHAM – WORKS SUPERVISOR
REPORT DATE:         6TH APRIL 2009
ATTACHMENTS

Executive Summary:
At Council’s March meeting it was moved that all options for the concrete agitator truck be bought back to Council for consideration.

Applicants Submission:
The following options are available:

1. The cost of fitting an automatic gearbox with live drive set up to fit the UD Nissan is $30,945.
2. Estimated cost of a donkey drive motor of about $14,000 for a Perkins diesel.
3. Selling the UD Nissan and existing agi truck to cover the cost of purchasing a second hand truck suitable of fitting an agitator bowl. This could give approximately $40- $50,000 for that purpose.

Background:
Council has been trying to replace the existing agitator truck for two years now, with several options been investigated. Last financial year we budgeted to buy a good second hand truck, this proved difficult and so we initially budgeted for this financial year to fit a live drive onto the UD Nissan after receiving information that this was possible. It was found not to be the case when the gearbox was removed.

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 cost of the first two options would need to recognise as unbudgeted expenditure and the third option could be covered by selling the UD Nissan & existing Agitator truck.

Strategic Implications:

Voting Requirements:
Simple Majority
Officers Recommendation:
That one of the following recommendations 1, 2 or 3 is accepted and recommendation 4 be included.

1. Purchase an automatic gearbox with live drive to fit to the UD Nissan for $30,945 (fitted)
2. Purchase a donkey drive motor to operate the agi bowl approximately $14,000.
3. Sell the UD Nissan & existing agitator truck, using the funds to purchase a suitable truck to carry the agitator bowl. Budget of $40 - $50,000.
4. Purchase the Buffalo mixer from Western Equipment Group to fit to whichever option is decided. Cost $39,890 plus GST fitted. (Budget $45,000)

Committee Recommendation:
That recommendation 3 and 4 be accepted:

1. Sell the UD Nissan ($40,000 inc) & existing agitator truck ($10,000 inc), using the funds to purchase a suitable truck with live drive to carry the agitator bowl. Total purchase price of $70,000 less sale proceeds. Additional funds from savings from lease of truck.
2. Purchase the Buffalo mixer from Western Equipment Group to fit the option decided. Cost $39,890 plus GST fitted. (Budget $45,000)

Cr G K Reid left the meeting at 2.28pm
Cr G K Reid returned to the meeting at 2.30pm

Council Resolution
Moved Cr L C Butler    Seconded: Cr G K Reid

That recommendation 3 and 4 be accepted:

1. Sell the UD Nissan ($40,000 inc) & existing agitator truck ($10,000 inc), using the funds to purchase a suitable truck with live drive to carry the agitator bowl. Total purchase price of $70,000 less sale proceeds. Additional funds from savings from lease of truck.
2. Purchase the Buffalo mixer from Western Equipment Group to fit the option decided. Cost $39,890 plus GST fitted. (Budget $45,000)

CARRIED: 8/0

MCS Garry Agnew left the meeting at 2.45pm
Executive Summary:
Council was successful for the 2008/09 financial year in obtaining funding for works on the intersection of Wubin Mullewa and Old Perth rds. After consultation with Greenfield Technical Services, there are concerns with the initial proposal of works that was budgeted for. Greenfields has come up with several other options that would be better solutions.

Applicants Submission:

Option 1: Total length of new gravel road is approx 300m – expected cost $25,000 (refer per sketch)

Option 2: Total length of new gravel road is approx 350m – expected cost approx $50,000 (subject to Westnet Rail price) – refer to sketch

Option 3: Total length of new gravel road is approx 400m – expected cost approx $50,000 (subject to Westnet Rail price) refer to sketch

These alternatives will require:
1. Approval of MRWA – new intersection
2. Approval of Westnet Rail – relocate rail crossing for options 2, 3
3. Approval of Westnet Rail – construct road in rail reserve for options 2, 3
4. Additional funding of approx $25,000 for Options 2, 3 (subject to Westnet Rail price)

In relation to the above circumstances the following options are available:

- Construct improvement per Preliminary detail option 1.
- Find additional $25,000 funding to construct improved detail
- Hand back 08-09 Black Spot funding and apply for new funding in 09-10 or 10/11
- Close the road and hand back the 08-09 Black Spot funding.
Background:
In relation to the closure of the road, initial talks with the manager of BERGGRUEN Farming, Mr Craig Medway who lives on the road affected and whose land surrounds the area of road, he would prefer the road to remain open.

The reason for this is access south to Latham when they pick up mail and next year their son will be starting school and the proposal is for the school bus to pick him up at their front gate. Mr Medway contacted his employers and informed them of the possibility of the road being closed and their view is that they would prefer the road remain open.

If Council was to decide to close the road it would need to give public notice of the proposed order giving details of the proposal, including the location of the thoroughfare and where, when, and why it would be closed, and invite submissions from any person who wishes to make a submission as per Part 3, Subdivision 5, section 3.50 of the Local Government Act 1995.

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:
Mr Craig Medway- Manager of affected land. Micheal Keene – Greenfields Technical Services

Comment: Nil

Voting Requirements:
Simple Majority

Committee Recommendation:
In regards to Black spot Intersection of Wubin Mullewa and Old Perth rds, Council adopt Option 4 and close the road and hand back the 2008/09 Black Spot Funding.

Council Resolution
Moved: Cr I F West       Seconded: Cr G K Reid
In regards to Black spot Intersection of Wubin Mullewa and Old Perth rds, Council adopt Option 4 and close the road and hand back the 2008/09 Black Spot Funding.

CARRIED: 8/0
Executive Summary:
Council is required to advertise its intention to impose a differential rate, and must again seek Ministerial permission for mining rates.

Applicants Submission:
Council must advertise (local public notice) its intention to impose differential rates or differential minimum rates and allow a 21 days comment period before resolving to impose differential rates. The period in which advertising may occur is 1 May 2008 to 30 June 2008.

The proposed rates are as follows:

<table>
<thead>
<tr>
<th>Basis for Rating</th>
<th>Current Rate in $</th>
<th>Proposed % Increase</th>
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<tr>
<td>Gross Rental Value</td>
<td>10.3903</td>
<td>5.5</td>
<td>10.9618</td>
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<tr>
<td>Rural Rate – Unimproved Value</td>
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<td>Mining Rate – Unimproved Value</td>
<td>21.1000</td>
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<td>22.2605</td>
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MINIMUM RATES

- Rural – UV $158.25 5.5 166.95
- Perenjori Townsite – GRV $158.25 5.5 166.95
- Latham Townsite – GRV $94.95 5.5 100.17
- Other Townsite – GRV $47.48 5.5 50.09
- Mining Tenements $263.75 5.5 278.26

The increases are based on the Local Government Cost Index published by WALGA to reflect cost increases in Local Government and is designed to more accurately reflect increases in costs that CPI which is oriented towards household goods and services.

Background:
Council increased rates last financial year by 5.5% but before that has not increased its rates for the preceding 2 years. The requirement for advertising results from imposing a different Unimproved Value Rate for mining and agriculture, and from imposing a minimum rate.
Statutory Environment:


A local government may impose differential general rates according to zoning under a Town Planning Scheme or according to purpose for which the land is held (as determined by the Local Government). In this case we impose different unimproved value rates on agricultural and mining land use.

Must have Ministerial approval if imposing a differential rate which is more than twice the lowest differential rate imposed by the local government. The proposed mining rate is more than twice the agricultural rate.


Differential minimum payment may be imposed. The proposed minimums for agriculture and mining are different.


Subsection (1)

Local public notice must be given before imposing differential rates.
- May be published between 1\textsuperscript{st} May and 30\textsuperscript{th} June.
- Must contain
  - Details of each rate or minimum.
  - An invitation for submissions to be made by any elector or a ratepayer (within 21 days of the notice – or can be longer).
  - Any other information as per regulations.
  - Is to advise electors and ratepayers of the time and place where a document describing the objects of and reasons for each rate and minimum may be inspected.

Submissions must be considered before imposing the differential rates.

Policy Implications: Nil

Financial Implications:

The proposed changes would represent a 5.5% increase in rate collections.

Strategic Implications:

Council has foregone rate increases in the 2006/07 and 2007/08 and can no longer afford to carry cost increases.

Consultation: Nil

Comment:

Council had not increased agricultural rates for the 2 years 06/07 and 07/08. Council received Ministerial permission to increase mining rates to a level significantly higher than other UV rates for 08/09. We again need to obtain permission to continue to charge higher rates for mining than agriculture.

Last season was very good for agricultural production even though prices have not been as high as predicted. Notwithstanding high input costs, it is reasonable to expect agricultural ratepayers to have the capacity to pay a modest increase.

A 5.5% rate increase would therefore be sustainable.

Voting Requirements:

Simple Majority
Officers Recommendation:
That Council advertise its intentions to impose differential rates and differential minimum rates as follows:

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That Council seek ministerial approval to impose a differential rate on the unimproved value of mining tenements that is more than twice the lowest unimproved value rate in the Shire.

Council Resolution

Moved: Cr J A Bensdorp  
Seconded: Cr C R King

That Council advertise its intentions to impose differential rates and differential minimum rates as follows:

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That Council seek ministerial approval to impose a differential rate on the unimproved value of mining tenements that is more than twice the lowest unimproved value rate in the Shire.

CARRIED: 8/0
Executive Summary:
The LGIS Inter Municipal Golf Tournament is to be held at the Katanning Golf Club on Friday 4th September 2009.

Applicants Submission:
The event will start with Scrounges on the Thursday from about 12 noon.

Council needs to register their interest and intent to participate no later than Friday 31st July 2009. Nominations are accepted on a first come basis so prompt registration would be advisable.

Background:
The tournament is an annual event.

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:
$360 per team

Strategic Implications: Nil

Consultation: Nil

Voting Requirements:
Simple Majority

Officers Recommendation:
That Councillors nominate their interest to participate in the 2009 Inter Municipal Golf Tournament as soon as possible.

Council Resolution
Moved: Cr I F West   Seconded: Cr C R King

That the LGIS Inter Municipal Golf Tournament be advertised in the local bush telegraph.

CARRIED: 8/0
EXECUTIVE SUMMARY:
Council is required to note that the Steel ramp and old gantry frame were sold by public notice and not by tender (which would have required statewide public notice). There are audit requirements for the sale of goods.

APPLICATIONS SUBMISSION:
The Deputy CEO decided that it was unnecessary for the above mentioned surplus equipment to go to statewide public notice tender, and so organised for local public notice submissions only.

BACKGROUND:
There had been numerous requests from members of the community in regards to the sale of these surplus items. At the September 08 meeting of Council the following was resolved:

That Council offer sale by tender the steel ramp in the old depot
That Council offer for sale by tender the old gantry frame at the North Yard.

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

OFFICERS RECOMMENDATION:
That Council note that the Steel ramp and old gantry frame were offered by sale by Local Public Notice and not by tender as per motion 8094.2.

COUNCIL RESOLUTION
Moved: Cr J H Hirsch Seconded: Cr J A Bensdorp
That Council note that the Steel ramp and old gantry frame were offered by sale by Local Public Notice and not by tender as per motion 8094.2.
CARRIED: 8/0
9046.4 COMMUNITY EVENT MONIES – PERENJORI SHOW

APPLICANT: Perenjori & Districts Agricultural Society
FILE: 0
DISCLOSURE OF INTEREST: 0
AUTHOR: DOMENICA CURTIN – DEPUTY CEO
RESPONSIBLE OFFICER DOMENICA CURTIN – DEPUTY CEO
REPORT DATE: 31st March 2009
ATTACHMENTS Letter

Executive Summary:
The Perenjori & Districts Agricultural Society organises and holds the Annual Perenjori Show every year. They have advised that this year’s show will be held on 15th August 2009.

Applicants Submission:
The Perenjori & Districts Agricultural Society is again requesting Councils contribution to the entertainment on the night of the Perenjori Show. They are hoping to obtain the services of the band “Men and There Sheds” for the show which were well received from their performance in 2008.

Background:
The show is a community event which attracts both past and present residents of the Shire on the day. Council has provided financial support for several years to assist with the cost of providing entertainment for the evening.

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

Policy Implications: Nil
Financial Implications: Budget 09/10 $5000
Strategic Implications: Nil
Voting Requirements: Simple Majority

Officers Recommendation:
That Council make a budget provision of $5000 in the 2009/10 budget for the Perenjori & Districts Agricultural Society band expense at the Perenjori Show to be held on the 15th August 2009.

Council Resolution
Moved: Cr R A Benton Seconded: Cr J H Hirsch
That Council make a budget provision of $5000 in the 2009/10 budget for the Perenjori & Districts Agricultural Society band expense at the Perenjori Show to be held on the 15th August 2009.

CARRIED: 8/0
Executive Summary:
The Shire of Perenjori has power under the Local Government Act, 1995 (Act) to delegate to the Chief Executive Officer the exercise of any of its powers, or discharge of any of its duties under the Act, in order to facilitate and manage the “day to day” operations of the Council.

The Act allows the CEO to delegate any of his/her powers to another employee; such sub-delegations must be done in writing and can be sub-delegated with conditions.

Applicants Submission:
Amendments made were only in relation to name changes and staff changes.

Background:
The Local Government Act requires that the Delegations register be reviewed at least once every financial year. The last review took place on the 19th June 2008.

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.

In accordance with Section 5.46(2) of the Local Government Act 1995 delegations made under the Act must be reviewed at least annually by the Delegator (i.e. Council).

Policy Implications: Nil
Financial Implications: Nil
Strategic Implications: Delegations to the CEO(and subsequent sub-delegations) ensures the “day to day” operations of the Council are streamlined and efficient.

Voting Requirements: Absolute Majority.

Officers Recommendation:
Council endorse the amended list of delegations to the Chief Executive Officer as presented.

Council Resolution
Moved Cr C R King Seconded: Cr J A Bensdorp
Council endorse the amended list of delegations to the Chief Executive Officer as presented.

CARRIED: 8/0
Executive Summary:
The Yarra Yarra Catchment Regional Council (YYCRC) is considering becoming a licensed drainage authority to recover costs from land owners.

Applicants Submission:
The YYCRC has since its formation been seeking a method by which landowners who benefit from the deep drainage network can be required to make an equitable contribution to the maintenance of the drainage network. To this end YYCRC is considering becoming a licensed drainage authority under the Water Services Act 1995, which would in turn allow the YYCRC to strike a drainage rate under the Land Drainage Act 1925.

This process still takes some time, and will not be available for the 09/10 financial year. As a result the expected contribution from member Councils in 09/10 will approximate $150,000. Perenjori’s share of this amount is $42,000.

Background:
The YYCRC was formed in 1996 by Perenjori, Morawa, Dalwallinu, Threes Springs and Koorda Councils.

Statutory Environment:
The YYCRC is constituted under the Local Government Act 1995 S3.61.

It should be noted that Council’s delegate to the YYCRC is required when performing the duties of a Regional Councillor to act in the best interests of the region (i.e. the Yarra Yarra Catchment) and not the Shire of Perenjori. Similarly he cannot be instructed by Council to vote in a particular way.

If Council chose to withdraw from the YYCRC the Establishment Agreement stipulates that it can do so between July and December of any year, and the withdrawal will take effect from the end of the Financial Year following the notice of withdrawal. In other words if Council gave notice on 1 July 2009 of its intended withdrawal, it would take effect from 1 July 2011.

YYCRC members may collectively agree to wind up the YYCRC at any time.

Policy Implications:
Nil

Financial Implications:
Council’s budgeted allocation to the YYCRC for 08/09 was $10,000. Under the YYCRC Establishment Agreement Council is obliged to pay its 18% share of any budget shortfall.
Strategic Implications:
Under the latest priorities under the Federal Government’s Caring for Country program local NRM groups are struggling to develop projects to fit a set of priorities that do not target issues in WA, and in particular do not target salinity.

Consultation:
The YYCRC CEO Mr Barrye Thompson will attend the Council Forum.
Cr Butler as Council’s delegate may have a view that he wishes to share with Council.

Comment:
It has been an ongoing challenge developing a funding model for the YYCRC. Previously it was intended that there be a catchment wide LCDC established which would allow rates to be collected under the Soil Conservation Act. The latest approach would end up with a similar result where rates are collected to pay for administration and maintenance.

Another alternative to be considered is a Special Area Rate, where the cost of Council’s contribution to the YYCRC is allocated to landowners within that catchment. This would affect approximately 75% of agricultural ratepayers in the Shire.

To put the proposed contribution in context it represents 3.6% of agricultural rate collections or 0.08 cents in the dollar. Council could for example allocate 5% of rate collections to environmental projects each year. This would approximate $70,000 per annum. This allocation could be meet our obligations to the YYCRC, our contribution to the Moore Catchment Council and the balance for other worthwhile projects.

Council has a range of options available:
- Budget for the proposed contribution;
- Initiate a Special Area Rate;
- Allocate a percentage of rate collections to environmental or NRM projects and incorporate the YYCRC contribution in this process;
- Commence the process for withdrawal from the YYCRC (bearing in mind that contributions will still be required for at least 2 years; or
- Approach other member Councils about the winding up of the YYCRC.

Voting Requirements:
Simple Majority

Officers Recommendation:
That Council note the anticipated contribution for YYCRC for 09/10
That Council determine what if any additional action is required.

Cr J A Bensdorp left the meeting at 3.13pm and returned at 3.15pm
Council Resolution
Moved: Cr C R King  Seconded: Cr G K Reid
That Council write to YYCRC to advise that it notes its anticipated contribution for the coming year, but does not see this level of contribution as sustainable beyond 2009/10, and the YYCRC will need to identify other funding sources and/or reduce its cost structure.

CARRIED: 8/0

Council Resolution
Moved: Cr L C Butler  Seconded: Cr J H Hirsch
That Council supports the pursuit of YYCRC being a licensed drainage authority under the Water Services Act 1995.

CARRIED: 7/1
Executive Summary:
The Minister for Local Government has requested that each local government submit a completed Local Government Reform Checklist by 30th April 2009. The Checklist will need to reviewed and adopted by Council prior to formal submission.

Applicants Submission:
The Guidelines targets the current capacity of each local government to achieve certain business performance benchmarks through the identification of gaps as part of the analysis to support the need for structural reform.

Background:
In February 2009, the Minister for Local Government announced wide ranging Local Government Reform Strategies. As part of this announcement, the Minister encouraged each local government within Western Australia to embrace the opportunity for voluntary amalgamations, including a reduction in the number of elected members to groupings of between six and nine.

More recently, the Department of Local Government and Regional Development has issued Guidelines to assist Local Governments in their efforts to achieve structural reform outcomes. The Guidelines include a Local Government Reform Checklist which each local government is required to review, complete and adopt for submission with the Department of Local Government and Regional Development by no later than the 30th April 2009.

Statutory Environment:
*Local Government Act 1995 SCHEDULE 2.1* sets out the existing procedure for amalgamations and boundary changes,

Policy Implications: Nil

Financial Implications: Nil

Strategic Implications:
The present reform process represents the single most significant reform in the history of Local Government in WA. It is now becoming clear that any forced amalgamation is unlikely to gain support in the current parliament. If the local government sector chooses not to cooperate with the Minister in the reform process it will be in the CEO's opinion a temporary reprieve at best.

Strategically the approach which will produce the best result is one where we with neighbouring Councils take charge of our own destiny to achieve the best outcome for the region and individual communities.
Consultation:

There have been several meetings between Shire President and CEOs within the MWRC grouping and with other neighbouring Councils of Dalwallinu and Yalgoo.

Comment:

As discussions continue a number of different models and groupings are emerging. A sample of possibilities is listed below:

<table>
<thead>
<tr>
<th>SHIRES</th>
<th>MURCHISON</th>
<th>YALGOO</th>
<th>PERENJORI</th>
<th>MORAWA</th>
<th>MULLEWA</th>
<th>THREE SPRINGS</th>
<th>MINGENEW</th>
<th>CARNAMAH</th>
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There are additional possibilities which include splitting the inland and coastal portions of Coorow and Carnamah. Within the range of possibilities it appears that some pairings of Councils will work together:

- Mingenew and Three Springs
- Perenjori and Morawa
- Coorow and Carnamah

We have until 31st August 2009 to finalise our submission, but there are expected actions within that timeframe. These actions are set out in the flow chart which accompanies the checklist. The next step after completion of the checklist is establishment of a project team to develop the reform submission.

The guidelines state as follows:

*It is recommended that a project team be established, comprising two - three members of the proposed amalgamating local governments, including the Mayor/President and the CEO.*

Council needs to determine the make up of the project team, and whether there will be another member in addition to the President and CEO, and if so who?

The responsibilities of the project team will be:

- consider preferred amalgamated structure.
- consider elected member representation.
consider local government regional grouping.
consider whether State Government financial assistance to assist with facilitation or submission preparation is required.
Undertake community consultation providing the information from the checklist to assist understanding.

Finally the Minister has announced funding of up to $10,000 per Council to assist with the preparation of submissions. One possible option would be to pool this funding within the region so that we could collectively recruit appropriate expertise for financial modelling or community consultation for example. Would Council support regional arrangements for this funding.

**Voting Requirements:**
Simple Majority

**Officers Recommendation:**
1. The completed Local Government Reform Checklist is approved for submission to the Department of Local Government and Regional Development by no later than 30th April 2009.
2. That Council appoint the President, CEO and Cr __________ as its project team;
3. That Council support allocation of the $10,000 funding from the Department into a regional pooled arrangement.

**Council Resolution**
Moved: Cr I F West    Seconded: Cr C R King
The completed Local Government Reform Checklist is approved for submission to the Department of Local Government and Regional Development by no later than 30th April 2009 with the amendment of the Local Government Reform Checklist item 13 to be ticked as no.  
CARRIED: 8/0

Moved: Cr G K Reid    Seconded: Cr J H Hirsch
That Council appoint the President, CEO and Deputy President as its project team.
CARRIED: 8/0

Moved: Cr I F West    Seconded: Cr L C Butler
That Council support allocation of the $10,000 funding from the Department into a regional pooled arrangement.
CARRIED: 8/0

Cr G K Reid left the meeting at 3.34pm
Cr G K Reid returned to the meeting at 3.35pm
DCeo D Curtin left the meeting at 3.38pm
DCeo D Curtin returned to the meeting at 3.44pm
The council meeting adjourned for afternoon tea at 4.00pm
The Council meeting resumed at 4.20pm
Cr R A Benton and the Works supervisor did not return to the meeting

9046.8  LOCAL GOVERNMENT REFORM WORKSHOP

APPLICANT:    WALGA / LGMA
FILE:          0
DISCLOSURE OF INTEREST: 0
AUTHOR:       STAN SCOTT – CEO ________________________
RESPONSIBLE OFFICER  STAN SCOTT – CEO ________________________
REPORT DATE:   6 APRIL 2009
ATTACHMENTS  WORKSHOP FLYER

Executive Summary:
WALGA and LGMA are hosting a Reform Strategy Workshop on 4 May 2008

Applicants Submission:
The workshop seeks to draw on experience from other amalgamation processes in WEA as well as the Eastern States experience.

Background:
In February 2009, the Minister for Local Government announced wide ranging Local Government Reform Strategies. As part of this announcement, the Minister encouraged each local government within Western Australia to embrace the opportunity for voluntary amalgamations, including a reduction in the number of elected members to groupings of between six and nine.

Statutory Environment:
Local Government Act 1995 SCHEDULE 2.1 sets out the existing procedure for amalgamations and boundary changes,

Policy Implications:    Nil
Financial Implications: The workshop cost is $220 per person plus meals and accommodation.
Strategic Implications:  Nil

Consultation:
Seminar details were circulated to Elected Members with a 6 April 2009 response date.

Voting Requirements:
Simple Majority

Officers Recommendation:
That the CEO and Cr West attend the Reform Strategy Workshop.
Council Resolution
Moved: Cr C R King    Seconded: Cr J H Hirsch
That the CEO and Cr West attend the Reform Strategy Workshop.

CARRIED: 7/0

9046.9 MINERAL LEASES – ROTHsay TOWNSITE

APPLICANT: Austwide Mining Title Management
FILE: 0
DISCLOSURE OF INTEREST: 0
AUTHOR: STAN SCOTT – CEO ________________________
RESPONSIBLE OFFICER STAN SCOTT – CEO ________________________
REPORT DATE: 6 APRIL 2009
ATTACHMENTS Mining Tenement Applications

Executive Summary:
Silver Lake Resources has applied for a Mining tenement that includes the Rothsay Townsite.

Applicants Submission:
When companies apply for tenements they are required to serve copies on the Local Government. The proposed exploration lease covers the Rothsay Townsite.

Background:
Rothsay townsite is a popular spot for visitors and has mining heritage significance.

Council has previously agreed to a lease for Silver Lake Resources covering Rothsay townsite subject to the following:

Endorsement The grant of this lease does not include any private land referred to in Section 29(2) of the Mining Act 1978 except that below 30 metres from the natural surface of the land.

Condition Access to the surface of the land within Rothsay Townsite for mining purposes being subject to the approval of the Shire of Perenjori or relevant reserve vestees, and mining activities within the first 100 metres below the surface of the land being limited to such exploration activities as may be approved by the State Mining Engineer.

Statutory Environment:
The Mining Act S 23 to 26 requires that the Minister for Resources consult with the local municipality and the Minister for Planning and Infrastructure before he can grant consent to mine.

Policy Implications: Nil
Financial Implications: Nil
Strategic Implications: Nil
Consultation:
DOIR is required to consult with the Shire before granting a tenement over a townsite.

Comment:
The Rothsay townsite has mining heritage and tourism value, and this value may increase as the hinterland becomes more accessible with improved road infrastructure. The proposed condition requires the proponent to seek Shire approval to mine the townsite or undertake any activity more intrusive than exploration. Should the proponent wish to undertake surface or open cut mining the Shire would have the opportunity to assess the costs and benefits of any mining proposal.

Voting Requirements:
Simple majority

Officers Recommendation:
That Council consents to the issue of the Mining Tenements 59/1574 subject to the following endorsement and condition:

Endorsement  The grant of this lease does not include any private land referred to in Section 29(2) of the Mining Act 1978 except that below 30 metres from the natural surface of the land.

Condition  Access to the surface of the land within Rothsay Townsite for mining purposes being subject to the approval of the Shire of Perenjori or relevant reserve vestees, and mining activities within the first 100 metres below the surface of the land being limited to such exploration activities as may be approved by the State Mining Engineer.

Council Resolution
Moved: Cr C R King    Seconded: Cr J A Bensdorp
That Council consents to the issue of the Mining Tenements 59/1574 subject to the following endorsement and condition:

Endorsement  The grant of this lease does not include any private land referred to in Section 29(2) of the Mining Act 1978 except that below 30 metres from the natural surface of the land.

Condition  Access to the surface of the land within Rothsay Townsite for mining purposes being subject to the approval of the Shire of Perenjori or relevant reserve vestees, and mining activities within the first 100 metres below the surface of the land being limited to such exploration activities as may be approved by the State Mining Engineer.

CARRIED: 7/0
Executive Summary:
The Midwest Development Commission has advised that it has two Local Government vacancies.

Applicants Submission:
The terms for existing members Cr Robyn Parsons (Shire of Irwin) and Cr Simon Broad (Shire of Murchison) are due to expire and the MWDC is accepting nominations from local governments within the Mid West Region.

Background:
The MWDC is seeking members experienced in the economic and social development of the region.

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:
Members are paid meeting fees of $500 for a full day and $330 for a half day. Travelling allowances are paid in accordance with public sector standards.

Strategic Implications: Nil

Consultation: Nil

Comment:
Any nomination should be endorsed by Council.

Voting Requirements:
Simple Majority

Officers Recommendation:
That Council determine whether to nominate an Elected Member for one of the Local Government vacancies on the MWDC Board

No interest shown
LOCAL GOVERNMENT WEEK 2009

APPLICANT: WALGA
FILE: 105.11
DISCLOSURE OF INTEREST: 0
AUTHOR: DOMENICA CURTIN – DEPUTY CEO
RESPONSIBLE OFFICER: DOMENICA CURTIN – DEPUTY CEO
REPORT DATE: 7th April 2009
ATTACHMENTS: Convention Info & Registration Forms on desks

Applicants Submission:
Each member has received a registration for Local Government Week which is to be held from the Thursday 6th August to Saturday 8th August 2009.
Members need to read the information program and select Seminars and training Sessions that they are interested in attending. There are also sessions for partners to attend.
All registrations are required to be returned by Wednesday 1st July 2009.

Background:
Each year WALGA holds its annual convention, Local Government Week which is the premier event for elected members and officers within Local Government. The convention will be held at the Perth Convention Exhibition Centre.

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:
Participation assists elected members’ policy development skills.

Financial Implications:
Local Government Week is covered under Members of Council – Conference expenses.

Strategic Implications:
Nil

Comment:
Rooms for all Councillors have been booked at the Medina Grand Perth arriving Wednesday 5th August and departing Sunday 9th August 2009 which require confirmation and payment 21 days prior to arrival.

Voting Requirements:
Simple Majority

Officers Recommendation:
1. That members nominate their attendance at Local Government Week 2009 and confirm dates required for accommodation and return the registration to the administration prior to 26th June 2009

Noted by Councillors
Executive Summary:
The revised and updated strategic plan is ready for adoption by Council.

Applicants Submission:
Council met with Quintessence Consulting on 9 February 2009 to review its Strategic Plan. The revised and updated strategic plan is ready for adoption by Council.

Background:
The original version of the Strategic plan was adopted in April 2007.

Statutory Environment:
Local Government Act 1995 S5.56 – A Local Government is required to have a plan for the future. Local Government (Administration) Regulations 1996, Regs 19C and 19D set out the requirements for adopting a new or revised plan. Council when it adopts a revised plan must advertise for public comment.

Policy Implications:
Nil

Financial Implications:
Nil

Strategic Implications:
Even though Local Government structural reform casts some doubt on long term plans, it will still be 2 and a half years before reform is implemented and we have the opportunity to pursue Councils goals in the meantime.

Officers Recommendation:
1. That Council adopts the Revised Strategic Plan as it Plan for the Future;
2. That Council give Local Public Notice that the Plan for the Future has been modified.

Council Resolution
Moved: Cr C R King    Seconded: Cr I F West
1. That Council adopts the Revised Strategic Plan as it Plan for the Future;
2. That Council give Local Public Notice that the Plan for the Future has been modified

CARRIED: 7/0
Executive Summary:
Council has the opportunity to purchase used ‘Hydrider’ exercise bikes for use at the swimming pool.

Applicants Submission:
The distributor of the Hydrider is offering 10 used machines for $9,590 or 5 used machines for $6,095. The new price for these machines is $2,490. Information from the distributor is set out below:

Hi Liz

Thank you for the opportunity to show you the Hydrider and its amazing benefits. Attached is a promotion that we are about to launch. The Promotion will be available to the first club wishing to purchase the Demonstration/ex rental Hydriders. The Regular price of a Hydrider For 2009 will be $2490.00 plus GST, you will see by this promotion there is an amazing opportunity to introduce a new fitness/weight loss/toning Program to your swimming pool and expand your water program to schools, sports teams, elite athletes and the wider community.

As I mentioned the promotion can be paid in Monthly installments or outright payment in full. We also offer training and a promotional day to assist you in kick starting your new fitness program.

If you are interested but not quite ready to start due to seasonal openings at your pool, we can also delay payment, a deposit is required in this instance.

Please feel free to contact us at anytime.

Regards

Russell fine

Office: 02 93450711

Mobile: 0431705886

Web: www.aquabuzz.com.au
HYDRORIDER (Professional) SALE

Here is your chance to finally get the Hydrorider at your facility without breaking the budget. Aquabuzz has a limited number of ex demo and used Hydroriders available for sale. The Regular price for a Hydrorider new is $2490.00 your special price for this one off promotion is $899.00 per bike based on a sale of 10 Hydroriders (used). So hurry before they are gone.

Here are your options.

**Option 1:**

* Purchase 10 Hydroriders (used)
* Receive FREE training (for up to 3 instructors)
* 3 months warranty

**Total excluding GST and freight**

$8990.00

* This offer is for clubs or swimming pools in capital cities, add $600.00 outside capital cities.

**Option 2:**

- Purchase 5 Hydroriders (used)
- Training Free (for up to 3 instructors)
- 3 months warranty

**Total excluding GST and freight**

$5495.00

- This offer is for clubs or swimming pools in capital cities, add $600.00 outside capital cities.

**Option 3:**

Individual sales welcome.

$1200.00 (no training)

- The above promotion is exclusive of GST & FREIGHT. The sale applies to clubs or pools in capital cities and a $600.00 excess applies to clubs outside capital cities. A charge of $100.00 applies to extra instructors required by a club or swimming facility wishing to have more than 3 instructors trained for the use of the Hydrorider. 3 months warranty applies to all used Hydrorider sales.
- AVAILABLE FROM APRIL 2009
- DEPOSIT REQUIRED
Background:
The Swimming Pool Manager has seen Hydrorider in use at the Geraldton Aquatic Centre and these pool based fitness bikes produce an excellent work out and have proved very popular.

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:
To obtain the equipment we would need to make a deposit of say 20%. The balance would fall due when the equipment is delivered.

Strategic Implications: Nil

Consultation:
The Swimming Pool Manager has consulted with potential users and believes that the equipment will be well used.

Comment:
Council is investing significant money in the new facility and to justify the expense needs to encourage maximum use of the facility by the community.

There would be a specific charge for using the hydroriders in addition to swimming pool admission. The design for the new swimming pool incorporates a gymnasium which will accommodate the fitness club. The Hydroryder would complement that facility and generate additional income for the swimming pool.

Voting Requirements:
Absolute Majority

Officers Recommendation:
1. That Council purchase 5 used Hydroriders for the swimming pool at a cost of $6,095
2. That Council allocate $1,220 in the current financial year as unbudgeted expenditure, and the balance of $4880 in 09/10.

Moved: Cr J A Bensdorp  Seconded: Cr C R King
1. That Council purchase 5 used Hydroriders for the swimming pool at a cost of $6,095
2. That Council allocate $1,220 in the current financial year as unbudgeted expenditure, and the balance of $4880 in 09/10.

MOTION LOST: 3/4
9046.14 REVIEW OF ADMINISTRATION STRUCTURE

APPLICANT: SHIRE OF PERENJORI
FILE: 0
DISCLOSURE OF INTEREST: 0
AUTHOR: STAN SCOTT – CEO ________________________
RESPONSIBLE OFFICER STAN SCOTT – CEO ________________________
REPORT DATE: 7 APRIL 2009
ATTACHMENTS

Executive Summary:
With the pending maternity leave for the Deputy CEO it is timely to review the structure of the Shire administrative functions.

Applicants Submission:
The following changes are recommended in the administrative structure of the Shire:

1. That we advertise for a replacement Deputy CEO with a package benchmarked against similar positions in the region.
2. That Council makes provision for a full time executive assistant position that will provide direct support to the CEO and Manager Community Services; and
3. Council make provision for consultancy services of up to $30,000 in 09/10 which can be applied to support in financial management.

The proposed administrative structure would be:
The boxes in yellow are new additions:

- Executive support is a new position;
- Accounting support is a consultancy

Background:
There are a number of factors that impact on the demands on Council’s administration and make a structural review necessary.

- Mrs Domenica Curtin, the Shire’s Deputy CEO will be taking maternity leave from June 2009 to June 2010. If Mrs Curtin returns to work at all at the end of the period of leave it will likely be on a part time basis under flexible working arrangements;
- It will be difficult to replace Mrs Curtin with a person with a similar set of skills. For example, with the exception of Coorow all other Councils in the North Midlands contract out some of their budget preparation and financial reporting. We may need to make similar arrangements.
- Funding has been approved by the State Government towards the replacement swimming pool. This will take up a significant part of the Manager Community Services’ time over the next year. In order for him to adequately deal with his other responsibilities we will need to provide some administrative support.
- Several mining projects have been in a hiatus pending strategic reviews and funding. The CEO anticipates a significant resurgence in activity in the 09/10 year;
- As a result of the Royalties for Regions Program and new Federal Government programs there is a significant workload in identifying and managing grant applications and the funded projects where successful; and
- The present structural reform process in local government is creating a significant workload for the CEO. As the task moves from strategic planning to implementation there will be further significant workload in data collection, administration and human resource management.

Statutory Environment:

*Local Government Act 1995*

5.2 Administration of local governments

The council of a local government is to ensure that there is an appropriate structure for administering the local government.

Policy Implications: Nil

Financial Implications:
In 08/09 Council allocated $30,000 for a part time Executive Assistant, but this function was contracted out to the MWRC. Continuing this allocation would cover the proposed consultancy allocation.

It may cost as much as $10,000 per annum extra for a replacement Deputy CEO as the new position would be a contracted rather than permanent position.

Finally a full time Executive Assistant would cost in the order of $55,000 including on-costs.

This represents a net increase in administration costs of $65,000.
Strategic Implications:
We are approaching a critical time in Local Government, and maximising access to grants will best place the Perenjori community to thrive following reform.

Consultation:
The CEO sought advice from neighbouring local governments on the capacity to share resources.

Comment:
The administrative workload as a result of structural reform and the range of grant programs and stimulus strategies has expanded exponentially. Additional resources will be essential.

Voting Requirements:
Simple Majority

Officers Recommendation:
1. That Council adopt the proposed administration structure;
2. That Council note the proposed budget impacts for 2009/10

Council Resolution
Moved: Cr I F West  Seconded: Cr C R King
1. That Council adopt the proposed administration structure;
2. That Council note the proposed budget impacts for 2009/10
3. Emphasis be placed on Community Development

CARRIED: 7/0
Executive Summary:
Geraldton Fuel supplies wishes to install a 16,000l tank and high flow diesel bowser at Gellatly’s Road House at Lot 300 Mullewa Wubin Road.

Applicants Submission:
The proposed installation will be south of the existing bowsers, and will involve installation of a 16,000 litre underground tank and a high flow (160l / minute) bowser.
Background:
When Council tendered for fuel supplies it intended to install an above ground tank at the depot. Geraldton Fuel Supplies suggested that instead of that tank they would install a retail high flow bowser. This application implements that undertaking.

Statutory Environment:

Under the TPS Zoning Table a petrol filling station is an ‘AA’ Use.
‘AA’ means that the Council may, at its discretion permit the use – Clause 3.3.2.

Clause 6.2.2 states:
Where the application is made for planning consent to commence development or carry out development which involves an ‘AA’ use, or any other development which requires the planning consent of the Council, the Council may give notice of the application in accordance with the provisions of this part.

Policy Implications: Nil
Financial Implications: Nil

Strategic Implications:
The installation represents an improvement in local services.

Consultation:
The CEO, Works Supervisor and Manager Community Services met Geraldton Fuel Company Representatives on site to discuss the location of the tank and bowser.

Comment:
The proposed installation is an extension of an existing use and should not cause any loss of amenity to neighbours. By using the new facility together with fuel cards for its fleet Council will be better able to track fuel usage. Council can retire the fuel bowser at the old depot.

Voting Requirements:
Simple Majority

Officers Recommendation:
That Council provides planning approval for the installation of a 16,000 litre underground diesel tank and high flow bowser at Gellatly’s Road House

Council Resolution
Moved: Cr C R King   Seconded: Cr G K Reid
That Council provides planning approval for the installation of a 16,000 litre underground diesel tank and high flow bowser at Gellatly’s Road House on the condition that Geraldton Fuel Supplies demonstrates that Road Trains will be serviced adequately and safely to the required standard of Council.

CARRIED: 7/0
Main Roads WA are finalising the latest Class 2/3 Restricted Access Vehicle routes and are seeking Local Government feedback prior to finalisation.

Applicants Submission:
Main Roads WA has distributed a map setting out the routes within the Shire of Perenjori. Specifically Main Roads has requested that we consider:

i) Approve the existing vehicle combinations permitted on the roads
ii) View issues that may affect inter-Shire RAV traffic movement
iii) The addition/modification/deletion of local access conditions on certain roads/routes
iv) Delete authorisation for the future usage of existing roads/routes
v) Request Main Roads to make specific additions (after an assessment) of additional roads/routes. This may also include “closing gaps” in the existing networks.

Council undertook an extensive review of its roads two years ago and advised Main Roads WA of its preferences. Since then Main Roads have assessed roads for inclusion. The map is the result of these considerations.

Background:

Vehicle Classes
Main Road Vehicle Categories determine the licensing and permitting of vehicle combinations; in short the categories are:

General Access Vehicles
- not a road train or b-double;
- within regulation axle mass limits;
- 19 metres or less in length (or a maximum 12.5 metres for rigid vehicles);
- total mass less than 42.5 tonnes;
- width less than 2.5 metres (excluding mirrors and lights); and
- height less than 4.3 metres.
Class 1 Restricted Access Vehicles (RAVs) are:

- special purpose vehicles (i.e. cranes);
- agricultural machines or implements;
- those designed to carry large indivisible items;

that are not:

- road trains or b-doubles;
- which together with their loads exceed a regulation mass or dimension limit.

Class 2 RAVs

- B-doubles (that meet VSRs)
- Road trains (including most of their variants that meet VSRs)
- Vehicle transporters not more than 4.6 metres in height
- Livestock carrying vehicles between 4.3 and 4.6 metres in height

Class 3 RAVs

- are all of those RAVs that are not Class 1 or Class 2 and include:
  - Class 2 RAVs that are oversize or over-mass;
  - Class 2 RAVs that are concessionally loaded; and
  - Class 2 RAVs that do not meet VSRs in terms of axle spacing.

RAV Networks

Main Roads WA in consultation with Local Government has developed a Network of routes for different categories of vehicles within vehicle classes 2 and 3. Full details of the vehicle categories within each Class and Network are contained within the attachments. A summary is set out below:

<table>
<thead>
<tr>
<th>Class</th>
<th>Network/Category</th>
<th>Max Length</th>
<th>Max Mass</th>
<th>Max axle groups</th>
</tr>
</thead>
<tbody>
<tr>
<td>2</td>
<td>1</td>
<td>20</td>
<td>50</td>
<td>4</td>
</tr>
<tr>
<td>3</td>
<td>1</td>
<td>20</td>
<td>50</td>
<td>4</td>
</tr>
<tr>
<td>2</td>
<td>2</td>
<td>27.5</td>
<td>67.5</td>
<td>4</td>
</tr>
<tr>
<td>3</td>
<td>2</td>
<td>27.5</td>
<td>67.5</td>
<td>4</td>
</tr>
<tr>
<td>2</td>
<td>3</td>
<td>27.5</td>
<td>84</td>
<td>5</td>
</tr>
<tr>
<td>3</td>
<td>3</td>
<td>27.5</td>
<td>84</td>
<td>5</td>
</tr>
<tr>
<td>2</td>
<td>4</td>
<td>27.5</td>
<td>87.5</td>
<td>5</td>
</tr>
<tr>
<td>3</td>
<td>4</td>
<td>NA</td>
<td>NA</td>
<td>NA</td>
</tr>
<tr>
<td>2</td>
<td>5</td>
<td>36.5</td>
<td>84</td>
<td>6</td>
</tr>
<tr>
<td>3</td>
<td>5</td>
<td>36.5</td>
<td>84</td>
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<td>2</td>
<td>6</td>
<td>36.5</td>
<td>87.5</td>
<td>6</td>
</tr>
<tr>
<td>3</td>
<td>6</td>
<td>NA</td>
<td>NA</td>
<td>NA</td>
</tr>
<tr>
<td>2</td>
<td>7</td>
<td>36.5</td>
<td>107.5</td>
<td>6</td>
</tr>
</tbody>
</table>
Network and Category 9 and 10 are combinations between 36.5 and 53.5 metres in length and do not affect local roads in Perenjori.

**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.

Main Roads Act 1930 sets the statutory framework for road management. In Relation to heavy vehicle routes, Local Government Recommends, the Commissioner for Main Roads decides.

**Policy Implications:**

Nil

**Financial Implications:**

Nil

**Strategic Implications:**

A strategic road network is necessary to support agriculture and mining.

**Consultation:**

Nil

**Comment:**

In reviewing the network map the following anomalies were identified.

<table>
<thead>
<tr>
<th>Road</th>
<th>Issue</th>
<th>Recommendation</th>
</tr>
</thead>
<tbody>
<tr>
<td>Carnamah Perenjori Road</td>
<td>Changes designation from Network 5 in Perenjori to Network 7 in Carnamah</td>
<td>Upgrade to Network 7</td>
</tr>
<tr>
<td>Perenjori Three Springs Road</td>
<td>Is designated Network 5, justifies a higher standard.</td>
<td>Upgrade to Network 7</td>
</tr>
<tr>
<td>Morawa South, Hill Rd, Boundary Road</td>
<td>Changes designation from Network 5 in Morawa to Network 4 in Perenjori. Justifies a higher standard, main inter-town route between Morawa and Carnamah.</td>
<td>Upgrade to Network 7</td>
</tr>
<tr>
<td>Perenjori Rothsay Road, Karara Road</td>
<td>Network classification ceases at the edge of the agricultural area. This is a main service access route to the Karara Magnetite Project.</td>
<td>Upgrade to Network 7</td>
</tr>
<tr>
<td>Wanarra Rd, Wanarra East Road</td>
<td>Network classification ceases at the edge of the agricultural area. This is a main service access route to the Mount Gibson Haematite project</td>
<td>Upgrade to Network 7</td>
</tr>
<tr>
<td>Old Perth Road, South of Cannon Road</td>
<td>This route is designated Network 7 and runs parallel</td>
<td>Downgrade to Network 4 or 5</td>
</tr>
</tbody>
</table>
Caron Road | Changes designation from Network 5 in Carnamah to Network 3/4 in Perenjori. | Upgrade to Network 5
Dring Road | Changes designation from Network 5 in Coorow to Network 3/4 in Perenjori. | Upgrade to Network 5
Wubin Mullewa Road | This is designated Network 7 North of Perenjori and has very heavy usage | Downgrade to Network 4
North Road | Network 4, should be Network 7 | Upgrade to Network 7

Councillors may identify anomalies that the CEO did not.

**Voting Requirements:**

Simple Majority

**Officers Recommendation:**

That the CEO advise Main Roads WA of the following recommended changes:

- Carnamah Perenjori Road Upgrade to Network 7
- Perenjori Three Springs Road Upgrade to Network 7
- Morawa South, Hill Rd, Boundary Road Upgrade to Network 7
- Perenjori Rothsay Road, Karara Road Upgrade to Network 7
- Wanarra Rd, Wanarra East Road Upgrade to Network 7
- Old Perth Road, South of Cannon Road Downgrade to Network 4 or 5
- Caron Road Upgrade to Network 5
- Dring Road Upgrade to Network 5
- Wubin Mullewa Road Downgrade to Network 4
- North Road Upgrade to Network 7

**Council Resolution**

Moved: Cr B T Baxter Seconded: Cr C R King

That item 9046.16 be referred back to the Plant and Works Committee.

CARRIED: 7/0

*Cr J H Hirsch and Cr J A Bensdorp left the meeting at 5.02pm*

*Cr J H Hirsch and Cr J A Bensdorp returned to the meeting at 5.04pm*
Executive Summary:
Every year WALGA awards a series of honours in recognition of services to the industry.

Applicants Submission:
The Awards available for nomination by Local Governments are:

- **Life Membership** – for long and outstanding service of elected members and officers to the association and/or to Local Government.
- **Certificate of Appreciation** – recognises personal commitment, eminent service and contribution to Local Government or the association.
- **Long and loyal Service Award** – recognises elected members who have provided long service to a high degree as an executive member of the Association for 8 or more years, or as an elected member for 12 or more years.
- **Distinguished Service Award** – recognises elected members who have provided distinguished service to the community through Local Government.

Background:
Local Government nominations require the support of the nominator who must be an elected member, plus two other elected members and the nomination must be forwarded through the CEO for sign of prior to submission to the association.

Nominations are considered by a panel.

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:
Several Elected members would be eligible for nomination:

- **Long and Loyal Service Award**: Cr West and Cr Baxter
- **Distinguished Service Award**: Cr King, Cr Butler and Cr Benton.
Nominations close on 4 May 2009.

**Voting Requirements:**
Simple Majority

**Officers Recommendation:**
That Elected Members note the availability and closing date for nominations for WALGA honours.

**Noted by Councillors**

**9047 OTHER BUSINESS**

Cr C R King commended the Shire on the good condition of the oval

**9047.1 INFORMATION BULLETIN – TABLED IN THE COUNCIL CHAMBERS**

WALGA – Infopage
WALGA – Economic Briefing
WALGA – Local Government News Issue No.09.09
WALGA – Local Government News Issue No.10.09
WALGA – Local Government News Issue No.11.09
WALGA – Local Government News Issue No.12.09
WALGA – Local Government News Issue No.13.09
WALGA – Training and Development 2009
WALGA – Information Bulletin Issue 123
OPR Fact Sheet
Mcleods Barristers & Solicitors – Employees Rights in an Amalgamation
Market Creations – Community Consultation on Amalgamation
Minister for Sport and Recreation – Community Sporting and Recreation Facilities Fund
Government News – Volume 29 Issue 2
Liebe Group Newsletter – March 2009 Volume 13 Issue 2
Western Australian Planning Commission – Endorsement, Deposited Plan
Western Australian Planning Commission – Approval Subject to Condition(s) Freehold (Green Title Subdivision
McMahon Mining Title Services PTY LTD – Application for Exploration Licence 70/3615
ICCWA News – Newsletter
Clair Correspondence – Issue No.47
Shire of Perenjori

Ordinary Meeting

MINUTES 16th APRIL 2008

PCYC – 2008 Police & Community Youth Centres Annual Report
Grain Operations – Letter
Hon John Castrilli MLA – Local Government Advisory Board Inquiry Report into Local Government Service Delivery to Indigenous Communities
Mid West Strategic Infrastructure Group – Minutes

9047.2 MOTIONS OF WHICH DUE NOTICE HAVE BEEN GIVEN

9047.3 QUESTIONS BY MEMBERS OF WHICH DUE NOTICE HAS BEEN GIVEN
Executive Summary:
Council is in receipt of correspondence from the Perenjori Playgroup seeking support for necessary building maintenance and/or upgrade to its premises (RSL Hall Lot 116 Russell Street, Perenjori).

Applicants Submission:
Letters of request are attached.

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:
$50,000 from the Regional Local Government Infrastructure Program (RLCIP) has been allocated to the Perenjori Playgroup for upgrades.

Strategic Implications: Nil

Voting Requirements:
Simple majority

Officers Recommendation:
Submitted for Council direction

Council Resolution
Moved: Cr C R King Seconded: Cr J H Hirsch
That the MCS organise the relevant agency to carry out an inspection of the Perenjori Playgroup premises for the purposes of a Family Day Care service.

CARRIED: 7/0
9047.5 MATTERS BEHIND CLOSED DOORS
Nil

9047.6 DATE OF NEXT MEETING / MEETINGS

Next full meeting of Council to be held on 21st May 2009.

9047.7 CLOSURE

There being no further business the meeting closed at 5.17pm.

I certify that this copy of the Minutes is a true and correct record of the meeting held 16th April 2009.

Signed: ______________________
Presiding Elected Member
Date: ______________________